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# FEDERAL REGISTER

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*Washington, Tuesday, August 28, 1945*

## *The President*

### PROCLAMATION 2661

#### FIRE PREVENTION WEEK, 1945

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

#### A PROCLAMATION

WHEREAS uncontrolled fire, even in normal times, takes a heavy toll of our human and physical resources; and

WHEREAS the needless waste of lives and property occasioned each year by preventable fires has attained increasingly grave proportions; and

WHEREAS a high degree of individual responsibility and united effort are necessary to overcome this national menace:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby designate the week beginning October 7, 1945, as Fire Prevention Week.

I earnestly desire that every citizen assume a personal responsibility for detecting and eliminating fire hazards under his control and take all possible precautions to safeguard both lives and property from the ravages of fire. I also request that the State and local governments, the Chamber of Commerce of the United States, the National Fire Waste Council, business and labor organizations, the churches and schools, civic groups, and the various agencies of the press, radio, and motion-picture industry throughout the country bend every effort to the attainment of the objectives of Fire Prevention Week; and I direct that the appropriate agencies of the Federal Government likewise assist in every practicable way the enlightenment of the public with respect to the purposes of a sound fire-prevention program.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the city of Washington this 22nd day of August in the year of our Lord nineteen hundred and [SEAL] forty-five, and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,  
Secretary of State.

[F. R. Doc. 45-15841; Filed, Aug. 24, 1945;  
3:25 p.m.]

### EXECUTIVE ORDER 9602

#### POSSESSION, CONTROL, AND OPERATION OF THE TRANSPORTATION SYSTEM, PLANTS, AND FACILITIES OF THE ILLINOIS CENTRAL RAILROAD COMPANY

WHEREAS after investigation I find and proclaim that as a result of a labor dispute there are interruptions, or threatened interruptions, of the operations of the transportation system, plants, and facilities of the Illinois Central Railroad Company; that the war effort will be unduly impeded and delayed by such interruptions; that it has become necessary to take possession and assume control of the said transportation system, plants, and facilities for purposes that are needful or desirable in connection with the war effort; and that the exercise, as hereinafter specified, of the powers vested in me is necessary to insure in the interest of the war effort the operation of the said transportation system, plants, and facilities:

NOW, THEREFORE, by virtue of the power and authority vested in me by the Constitution and laws of the United States, including section 9 of the Selective Training and Service Act of 1940 as amended by section 3 of the War Labor Disputes Act, the act of August 29, 1916, 39 Stat. 645, and the First War Powers Act, 1941, as President of the United States and Commander in Chief of the Army and Navy, it is hereby ordered as follows:

1. The Director of the Office of Defense Transportation is authorized and directed, through or with the aid of any

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# NOTICE

## 1944 Supplement

Book 1 of the 1944 Supplement to the Code of Federal Regulations, containing Titles 1-10, including Presidential documents in full text, is now available from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy.

A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

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public officers, Federal agencies, or other government instrumentalities that he may designate, to take possession and assume control of the said transportation system, plants, and facilities owned or operated by the Illinois Central Railroad Company, including all real and personal property and other assets used or useful in connection with the operation of such transportation system, plants, and facilities, and to operate or to arrange for the operation of the said transportation system, plants and facilities in such a manner as he may deem necessary to carry out the provisions, and accomplish the purposes of this order.

2. Subject to applicable provisions of existing law, including the orders of the Office of Defense Transportation issued pursuant to Executive Orders 8989, as amended, 9156, and 9294, the said transportation system, plants, and facilities shall be managed and operated under the terms and conditions of employment in effect at the time possession is taken under this order.

3. Except with the prior written consent of the Director, no attachment by mesne process, garnishment, execution, or otherwise shall be levied on or against any of the real or personal property or other assets, tangible or intangible, in the possession of the Director hereunder.

4. Possession, control, and operation of any plant or facility, or of the transportation system, or any part thereof, or any real or personal property, taken un-

der this order shall be terminated by the Director when he determines that such possession, control, and operation are no longer necessary to carry out the provisions, and accomplish the purposes of this order.

5. For the purposes of paragraphs 1 to 4, inclusive, of this order, there are hereby transferred to the Director the functions, powers and duties vested in the Secretary of War by that part of section 1 of the said Act of August 29, 1916, reading as follows:

"The President, in time of war, is empowered, through the Secretary of War, to take possession and assume control of any system or systems of transportation, or any part thereof, and to utilize the same, to the exclusion as far as may be necessary of all other traffic thereon, for the transfer or transportation of troops, war material and equipment, or for such other purposes in connection with the emergency as may be needful or desirable."

6. The Director of the Office of Defense Transportation may request the Secretary of War to furnish protection for persons employed or seeking employment in the plants, facilities, or transportation system of which possession is taken and to furnish protection for such plants, facilities, and transportation system, and may request the Secretary of War to furnish equipment, manpower, and other facilities or services deemed necessary by the Director to carry out the provisions, and accomplish the purposes of this order; and the Secretary of War is authorized and directed upon such request to take such action as he deems necessary to furnish such protection, equipment, manpower, or other facilities or services.

HARRY S. TRUMAN

THE WHITE HOUSE,  
August 23, 1945.

[F. R. Doc. 45-15823; Filed, Aug. 24, 1945;  
12:47 p. m.]

## EXECUTIVE ORDER 9603

## TERMINATION OF POSSESSION OF CERTAIN PROPERTY TAKEN BY THE GOVERNMENT

By virtue of the authority vested in me by the Constitution and the laws of the United States, including section 9 of the Selective Training and Service Act of 1940 (54 Stat. 892) as amended by the War Labor Disputes Act (57 Stat. 163), it is hereby ordered as follows:

All plants, mines, facilities, and all other property of whatever kind seized or taken by the United States under and pursuant to the following-described Executive orders, or amendments thereof, shall be returned to the owners thereof as soon as practicable, as determined in each case by the officer by whom the property in question is held and operated for the government, with the approval of the Director of Economic Stabilization:

No. 9108 of Mar. 21, 1942.  
No. 9225 of Aug. 19, 1942.  
No. 9351 of June 14, 1943.  
No. 9400 of Dec. 3, 1943.  
No. 9462 of Aug. 11, 1944.

No. 9463 of Aug. 12, 1944.  
No. 9466 of Aug. 19, 1944.  
No. 9475A of Sept. 2, 1944.  
No. 9484 of Sept. 23, 1944.  
No. 9493 of Oct. 24, 1944.  
No. 9505 of Dec. 6, 1944.  
No. 9508 of Dec. 27, 1944.  
No. 9516 of Jan. 24, 1945.  
No. 9536 of Apr. 10, 1945.  
No. 9540 of Apr. 17, 1945.  
No. 9542 of Apr. 23, 1945.  
No. 9552 of May 19, 1945.  
No. 9559 of May 28, 1945.  
No. 9560 of June 1, 1945.  
No. 9564 of June 5, 1945.  
No. 9565 of June 5, 1945.  
No. 9577A of July 1, 1945.  
No. 9585 of July 4, 1945.  
No. 9589A of July 19, 1945.  
No. 9593 of July 25, 1945.  
No. 9595 of July 30, 1945.

Any of the above-listed orders in conflict with this order is hereby amended to the extent of such conflict.

HARRY S. TRUMAN,

THE WHITE HOUSE,  
August 25, 1945.

[F. R. Doc. 45-15918; Filed, Aug. 27, 1945;  
10:25 a. m.]

## EXECUTIVE ORDER 9604

## PROVIDING FOR THE RELEASE OF SCIENTIFIC INFORMATION (EXTENSION AND AMENDMENT OF EXECUTIVE ORDER NO. 9568)

By virtue of the authority vested in me by the Constitution and Statutes, as President of the United States and Commander in Chief of the Army and Navy, and in order to provide for the release and dissemination of certain scientific and industrial information heretofore or hereafter obtained from the enemy by any department or agency of this Government, to the end that such information may be of maximum benefit to the public, it is hereby ordered as follows:

1. It is the policy of this Government, subject to the requirements of national military security, that there shall be prompt, public, free and general dissemination of enemy scientific and industrial information. The expression "enemy scientific and industrial information," as used herein, is defined to comprise all information concerning scientific, industrial and technological processes, inventions, methods, devices, improvements and advances heretofore or hereafter obtained by any department or agency of this Government in enemy countries regardless of its origin, or in liberated areas, if such information is of enemy origin or has been acquired or appropriated by the enemy.

2. The scope of the authority vested in the Director of War Mobilization and Reconversion as Chairman of the Publication Board and in the Publication Board by Executive Order No. 9568 of June 8, 1945, is extended to include enemy scientific and industrial information. The procedures outlined in Executive Order No. 9568, insofar as applicable, are extended to the declassification, release and publication of enemy scientific and industrial information.

3. Nothing in this order shall be construed to limit or modify the power of



the Secretary of War or the Secretary of the Navy to determine finally whether the national military security permits the release in whole or in part of enemy scientific or industrial information.

HARRY S. TRUMAN  
THE WHITE HOUSE,  
August 25, 1945.

[F. R. Doc. 45-15919; Filed, Aug. 27, 1945;  
10:25 a. m.]

## Regulations

### TITLE 7—AGRICULTURE

#### Subtitle A—Office of Secretary of Agriculture

##### TEMPORARY APPROVAL OF CERTAIN ACTIONS TAKEN BY THE OFFICE OF PRICE ADMINISTRATION

1. The temporary approval of certain actions taken by the Office of Price Administration as contained in F. R. Doc. 45-12288, filed July 6, 1945 (10 F.R. 8419) as amended in F. R. Doc. 45-13980 filed July 30, 1945 (10 F.R. 9419) is further amended by striking out "August 31, 1945" and substituting "September 30, 1945."

2. The temporary approval of certain actions taken by the Office of Price Administration as contained in F. R. Doc. 45-12289 filed July 6, 1945 (10 F.R. 8419), as amended in F. R. Doc. 45-13980 filed July 30, 1945 (10 F.R. 9419), is further amended by striking out "August 31, 1945" and substituting "September 30, 1945."

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.  
AUGUST 24, 1945.

[F. R. Doc. 45-15862; Filed, Aug. 25, 1945;  
11:14 a. m.]

#### Chapter X—War Food Production Orders

[WFO 14, Revocation]

##### PART 1202—FARM MACHINERY AND EQUIPMENT

###### NEW FARM MACHINERY AND EQUIPMENT

Effective at 12:01 a. m., e. w. t., August 25, 1945, War Food Order No. 14 (formerly Food Production Order No. 14),<sup>1</sup> is hereby revoked, except that the Farm Rationing Committee for Puerto Rico and the Virgin Islands established by War Food Order No. 14 shall not be affected by this revocation. However, with respect to violations of said War Food Order No. 14, or rights accrued, or liabilities incurred thereunder, prior to this revocation, said War Food Order No. 14 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or proceeding with respect to any such violation, right, or liability.

(54 Stat. 676; 55 Stat. 236; 56 Stat. 176; E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

<sup>1</sup> 8 F.R. 13217, 13283, 17456, 9 F.R. 4319, 7739.

Issued this 24th day of August 1945.

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-15954; Filed, Aug. 27, 1945;  
11:14 a. m.]

#### Chapter XI—War Food Distribution Orders

[WFO 93, as Amended, Termination]

##### PART 1401—DAIRY PRODUCTS

###### DRIED MILK

War Food Order No. 93, as amended (9 F.R. 2076, 4321, 4319, 9584; 10 F.R. 103, 126), together with the order (9 F.R. 9133) issued pursuant to said War Food Order No. 93, as amended, are terminated as of 12:01 a. m., e. w. t., July 1, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 93, as amended, or the order issued pursuant thereto as aforesaid, prior to the effective time of this termination order, all provisions of said War Food Order No. 93, as amended, and of the said order issued pursuant thereto in effect prior to the effective time of this termination order shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-15867; Filed, Aug. 25, 1945;  
11:12 a. m.]

[WFO 95, as Amended, Termination]

##### PART 1401—DAIRY PRODUCTS

###### MILK SUGAR

War Food Order No. 95, as amended (9 F.R. 2841, 4321, 4319, 9584, 10445; 10 F.R. 103, 126), is terminated as of 12:01 a. m., e. w. t., August 26, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 95, as amended, prior to the effective time of this termination order, all provisions of said War Food Order No. 95, as amended, in effect prior to the effective time of this termination order shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-15868; Filed, Aug. 25, 1945;  
11:12 a. m.]

[WFO 3, as Amended, Termination]

##### PART 1405—FRUITS AND VEGETABLES

###### RESTRICTIONS ON MANUFACTURE AND SALE OF CITRUS FRUIT JUICE

War Food Order No. 3, as amended (8 F.R. 255, 828, 1303, 3337; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126), is terminated as of 12:01 a. m., e. w. t., August 27, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 3, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 3, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-15863; Filed, Aug. 25, 1945;  
11:13 a. m.]

[WFO 6, as Amended, Termination]

##### PART 1405—FRUITS AND VEGETABLES

###### CITRUS FRUIT REQUIRED TO BE SET ASIDE

War Food Order No. 6, as amended (8 F.R. 511; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126), together with all orders (8 F.R. 998, 5210) issued pursuant to said War Food Order No. 6, as amended, are terminated at 12:01 a. m., P. w. t., August 27, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 6, as amended, and any of the said orders issued pursuant thereto as aforesaid, prior to the effective time of this termination order, all provisions of said War Food Order No. 6, as amended, and of the said orders issued pursuant thereto in effect prior to the effective time of this termination order shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8037)

Issued this 24th day of August 1945.

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-15865; Filed, Aug. 25, 1945;  
11:13 a. m.]

[WFO 18, as Amended, Termination]

##### PART 1415—IMPORTED FOODS

###### TEA QUOTAS FOR PACKERS AND WHOLESALEERS

War Food Order No. 18, as amended (8 F.R. 1778, 3244, 8388, 9103; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126), together with all orders issued pursuant to said



War Food Order No. 18, as amended, are terminated at 12:01 a. m., e. w. t., August 31, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 18, as amended, and any of the orders issued pursuant thereto as aforesaid, prior to the effective time of this termination order, all provisions of said War Food Order No. 18, as amended, and of the said orders issued pursuant thereto in effect prior to the effective time of this termination order shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-15866; Filed, Aug. 25, 1945;  
11:13 a. m.]

[WFO 118, as Amended, Termination]

**PART 1425—CANNED AND PROCESSED FOODS  
GRAPEFRUIT SEGMENTS AND CANNED GRAPEFRUIT**

War Food Order No. 118, as amended (9 F.R. 14121; 10 F.R. 103, 126), is terminated as of 12:01 a. m., e. w. t., August 27, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 118, as amended, prior to the effective time of this termination order, all provisions of said War Food Order No. 118, as amended, in effect prior to the effective time of this termination order shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-15869; Filed, Aug. 25, 1945;  
11:13 a. m.]

[WFO 122, as Amended, Termination]

**PART 1425—CANNED AND PROCESSED FOODS  
RESTRICTIONS WITH RESPECT TO CANNED  
GRAPEFRUIT JUICE, CANNED ORANGE JUICE,  
AND CANNED GRAPEFRUIT JUICE AND ORANGE  
JUICE BLENDED**

War Food Order No. 122, as amended (10 F.R. 696, 1261), is terminated as of 12:01 a. m., e. w. t., August 27, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 122, as amended, prior to the effective time of this termination order, all provisions of said War Food Order No. 122, as

amended, in effect prior to the effective time of this termination order shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-15871; Filed, Aug. 25, 1945;  
11:12 a. m.]

[WFO 4-7, as Amended, Termination]

**PART 1450—TOBACCO**

**1944 CROP FLUE-CURED TOBACCO**

War Food Order No. 4-7 (9 F.R. 8231), as amended (9 F.R. 10147, 11732, 12861, 13740; 10 F.R. 7, 5447), is hereby terminated.

This order shall become effective at 12:01 a. m., e. w. t., August 26, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-7, as amended, prior to the effective time hereof, all provisions of such order, as amended, in effect prior to the effective time hereof shall continue in full force and effect for the purpose of sustaining any action, suit, or other proceeding, with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 24th day of August 1945.

[SEAL] C. W. KITCHEN,  
Assistant Administrator, Production  
and Marketing Administration.

[F. R. Doc. 45-15864; Filed, Aug. 25, 1945;  
11:13 a. m.]

**PART 1405—FRUITS AND VEGETABLES**

[WFO 69, as Amended, Termination]

**FRUIT FOR ALCOHOLIC PURPOSES**

War Food Order No. 69, as amended (8 F.R. 10477, 13549; 9 F.R. 4321, 4319, 4528, 5333, 8000, 9584; 10 F.R. 103, 126, 7438), is terminated as of 12:01 a. m., e. w. t., August 25, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 69, as amended, prior to the effective time of this termination order, all provisions of said War Food Order No. 69, as amended, in effect prior to the effective time of this termination order shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15837; Filed, Aug. 24, 1945;  
3:22 p. m.]

[WFO 119-1, as Amended, Termination]

**PART 1414—POULTRY**

**POULTRY AND PROCESSED POULTRY**

War Food Order No. 119-1, as amended (10 F.R. 5345, 9422), is terminated at 12:01 a. m., e. w. t., August 27, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 119.1, as amended, prior to the effective time of this termination order, all provisions of said War Food Order No. 119-1, as amended, in effect prior to the effective time of this termination order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO 119, as amended, 9 F.R. 14269; 10 F.R. 6, 103)

Issued this 24th day of August 1945.

[SEAL] C. W. KITCHEN,  
Assistant Administrator,  
Production and Marketing  
Administration.

[F. R. Doc. 45-15870; Filed, Aug. 25, 1945;  
11:14 a. m.]

[WFO 76, Termination]

**PART 1460—FATS AND OILS**

**WOOL FAT**

War Food Order No. 76, as amended (9 F.R. 11255), is hereby terminated.

This order shall become effective at 12:01 a. m., e. w. t., August 25, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 76, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15840; Filed, Aug. 24, 1945;  
3:22 p. m.]

[WFO 128, Termination]

**PART 1460—FATS AND OILS**

**INVENTORIES OF ANIMAL OIL AND NEAT'S-  
FOOT OIL**

War Food Order No. 128, as amended (10 F.R. 3753), is hereby terminated.



This order shall become effective at 12:01 a. m., e. w. t., August 25, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 128, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal. (E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15839; Filed, Aug. 24, 1945; 3:22 p. m.]

[WFO 134, Termination]

#### PART 1460—FATS AND OILS

##### GLYCERINE INVENTORIES

War Food Order No. 134, as amended (10 F.R. 7522), is hereby terminated.

This order shall become effective at 12:01 a. m., e. w. t., August 25, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 134, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F. R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15838; Filed, Aug. 24, 1945; 3:22 p. m.]

[WFO 44, Amdt. 13]

#### PART 1465—FISH AND SHELLFISH

##### RESTRICTIONS ON 1945 PACK OF CANNED FISH

War Food Order No. 44, as amended (10 F.R. 10071), is further amended by deleting from § 1465.20 (b) (1) the provisions contained in *Class 1* and inserting, in lieu thereof, the following:

*Class 1. Salmon: King, Chinook, or spring (Oncorhynchus tshawytscha); Red, sockeye, or blueback (Oncorhynchus nerka) packed in the Continental United States. (For the period April 1, 1945, to July 28, 1945, inclusive.)*

This order shall become effective at 12:01 a. m., p. w. t., August 25, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under War Food Order No. 44, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 44, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of August 1945.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15836; Filed, Aug. 24, 1945; 3:22 p. m.]

## TITLE 9—ANIMALS AND ANIMAL PRODUCTS

### Chapter II—Production and Marketing Administration<sup>1</sup>

#### Subchapter B—Meat Inspection Regulations

#### PART 257—FACILITIES FOR INSPECTION

##### OVERTIME WORK OF MEAT INSPECTION EMPLOYEES

Pursuant to the authority conferred upon the Secretary of Agriculture by Act of Congress approved July 24, 1919 (7 U.S.C. 394), and the act of Congress approved March 4, 1907, as amended and extended (21 U.S.C. 71-91, 96; 21 U.S.C. Sup. III, 71), § 257.4, Subchapter B, Chapter II, Title 9 (10 F.R. 3316, 3319), Code of Federal Regulations, is hereby amended to read as follows:

§ 257.4 *Overtime work of Meat Inspection employees.* The management of an official establishment desiring to work under conditions which will require the services of an employee of the division on Sunday or a holiday, or for more than 8 working hours of any day including Monday through Friday, or for more than 4 working hours of any Saturday, shall, sufficiently in advance of the period of overtime, request the inspector in charge or his assistant to provide inspection service during such overtime period, and shall reimburse the Secretary of Agriculture for the cost of such overtime upon receipt of notice from an authorized official of the department, such cost to be at the overtime rates of compensation prescribed by the Federal Employees Pay Act of 1945, but without consideration of the basic administrative work week. It will be administratively determined from time to time which days constitute holidays.

Done at Washington, D. C., this 27th day of August 1945.

[SEAL] J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-15952; Filed, Aug. 27, 1945; 11:14 a. m.]

## TITLE 14—CIVIL AVIATION

### Chapter I—Civil Aeronautics Board

[Regs., Serial No. 342-A]

#### PART 61—AIRPLANE AIRWORTHINESS

#### PART 61—SCHEDULED AIR CARRIER RULES

##### FUEL DUMP VALVES; REPEAL OF PARTIAL WAIVER OF WEIGHT REQUIREMENTS

It appearing that:

1. On July 12, 1945, because of the war needs resulting from a transportation crisis the Board adopted Special Civil Air Regulation Serial Number 342 (10 F.R. 8808); and

<sup>1</sup> Formerly Office of Marketing Services.

2. The continuance of such regulation is not now required for the war effort.

Effective September 21, 1945, Special Civil Air Regulation Serial Number 342 is hereby repealed.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,  
Secretary.

[F. R. Doc. 45-15921; Filed, Aug. 27, 1945; 10:45 a. m.]

[Regs., Serial No. 323-A]

#### PART 61—SCHEDULED AIR CARRIER RULES ROUTE COMPETENCY RENEWAL; WAIVER OF REQUIREMENTS WITH RESPECT TO FIRST PILOTS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 22nd day of August, 1945.

Effective August 22, 1945, Special Civil Air Regulation Serial Number 323 (9 F.R. 12115) is amended to read as follows:

Notwithstanding the provisions of §§ 61.5140 (a), 61.5141 (b), 61.5150 (a), and 61.5151 (b), any first pilot who on or subsequent to December 7, 1941, was qualified as such and as competent over a regular or alternate route and who has been employed as first pilot in military air transport operations will be considered competent over such route after completing over the route either (a) one one-way trip as first pilot accompanied by a check pilot or (b) two one-way trips as second pilot.

This regulation shall terminate March 1, 1946.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,  
Secretary.

[F. R. Doc. 45-15920; Filed, Aug. 27, 1945; 10:45 a. m.]

### Chapter II—Administrator of Civil Aeronautics

[Amdt. 116]

#### PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

##### MISCELLANEOUS AMENDMENTS

AUGUST 8, 1945.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the regulations of the Administrator of Civil Aeronautics as follows:

*Designation of Airway Traffic Control Areas: Red Civil Airway No. 54. Other Air Traffic Control Areas. Designation of Radio Fixes: Red Civil Airway No. 54*

1. By adding a new § 601.10254 as follows:

§ 601.10254 *Red civil airway No. 54 airway traffic control areas (Timpie,*



Utah to Salt Lake City, Utah). All of Red Civil Airway No. 54.

2. By inserting a new § 601.104001 as follows:

§ 601.104001 *Air traffic control area.* Five miles on either side of a line extended from the New York, N. Y., (La Guardia Field) radio range station to the intersection of the center lines of the on course signals of the northeast leg of the New York, N. Y., (La Guardia Field) radio range and the northeast leg of the Newark, N. J., radio range.

3. By inserting a new § 601.104002 as follows:

§ 601.104002 *Air traffic control area.* Five miles on either side of a line extended from the intersection of the center lines of the on course signals of the west leg of the Providence, R. I., radio range and the southwest leg of the Boston, Mass., radio range to the intersection of the center lines of the on course signals of the southeast leg of the Westfield, Mass., radio range and the southwest leg of the Boston, Mass., radio range.

4. By adding a new § 601.40254 as follows:

§ 601.40254 *Red civil airway No. 54 (Timpie, Utah to Salt Lake City, Utah).* No radio fix designation.

This amendment shall become effective 0001 c. w. t., September 1, 1945.

T. P. WRIGHT,  
*Administrator of Civil Aeronautics.*

[F. R. Doc. 45-15913; Filed, Aug. 27, 1945; 9:33 a. m.]

## TITLE 17—COMMODITY AND SECURITIES EXCHANGES

### Chapter I—Commodity Exchange Authority

#### PART 0—RULES OF PRACTICE

#### PROCEEDINGS BEFORE SECRETARY OF AGRICULTURE; REVISION OF DEFINITION

By virtue of the authority vested in the Secretary of Agriculture under the Commodity Exchange Act (42 Stat. 998, as amended; 7 U.S.C. 1 et seq.), paragraph (c) of § 0.2 of Subpart A of Part 0 of Chapter I of Title 17, Code of Federal Regulations is amended:

1. By striking therefrom "Director of Investigatory Services, War Food Administration" and inserting in lieu thereof "Director of the Compliance and Investigation Branch, Production and Marketing Administration of the Department".

2. By striking therefrom "of the War Food Administration" and inserting in lieu thereof "of the Production and Marketing Administration".

Issued this 27th day of August 1945.

[SEAL] J. B. HUTSON,  
*Acting Secretary of Agriculture.*

[F. R. Doc. 45-15953; Filed, Aug. 27, 1945; 11:14 a. m.]

#### PART 1—GENERAL REGULATIONS UNDER THE COMMODITY EXCHANGE ACT

##### REVISION OF DEFINITION

By virtue of the authority vested in the Secretary of Agriculture under the

Commodity Exchange Act (42 Stat. 998, as amended; 7 U.S.C. 1 et seq.), paragraph (v) of § 1.3 of Part 1 of Chapter I of Title 17, Code of Federal Regulations is amended:

1. By striking therefrom "Director of Investigatory Services, War Food Administration" and inserting in lieu thereof "Director of the Compliance and Investigation Branch, Production and Marketing Administration, United States Department of Agriculture".

2. By striking therefrom "of the War Food Administration" and inserting in lieu thereof "of the Production and Marketing Administration".

Issued this 27th day of August 1945.

[SEAL] J. B. HUTSON,  
*Acting Secretary of Agriculture.*

[F. R. Doc. 45-15955; Filed, Aug. 27, 1945; 11:14 a. m.]

## TITLE 29—LABOR

### Chapter IX—Agriculture Department (Agricultural Labor)

[Supp. 27, Amst. 2]

#### PART 1110—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF OREGON

##### WORKERS ENGAGED IN HARVESTING APPLES, PEARS, AND CHERRIES IN HOOD RIVER COUNTY, OREGON

Supplement No. 27, as amended, (10 F.R. 8096, 8812) is hereby further amended as follows:

Paragraph (b) (2) (i) shall read:

(i) 10¢ per apple box or 11¢ per Libby Lug, for single picking.

Paragraph (b) (3) (i) shall read:

(i) 12¢ per apple box or 13¢ per Libby Lug, for single picking.

Paragraph (b) (4) (i) shall read:

(i) 11¢ per apple box or 12¢ per Libby Lug.

Paragraph (b) (5) (i) shall read:

(i) 12¢ per apple box or 13¢ per Libby Lug.

Paragraph (b) (6) shall read:

(6) Other harvest labor consisting of tractor driver, buckler, swamper, and crew foreman—\$1 per hour.

This amendment 2 to supplement 27 shall become effective at 12:01 a. m., Pacific war time, August 27, 1945.

Issued this 24th day of August 1945.

[SEAL] WILSON R. BUIE,  
*Director of Labor,*  
*U. S. Department of Agriculture.*

[F. R. Doc. 45-15861; Filed, Aug. 25, 1945; 11:14 a. m.]

## TITLE 30—MINERAL RESOURCES

### Chapter VI—Solid Fuels Administration for War

[SFAW Suspension Order 5]

#### PART 602—GENERAL ORDERS AND DIRECTIVES

##### FLATBUSH COAL AND OIL CO.

Bennie L. Galumbeck, 2036 McDonald Avenue, Brooklyn, New York, is engaged

in the business, under the name of Flatbush Coal and Oil Company, of buying and reselling anthracite as a retail dealer. An investigation by SFAW in July 1945 disclosed that Galumbeck had since April 1, 1945, received an amount of anthracite nearly three times in excess of the amount permitted to be received by SFAW Regulation No. 28, as amended, and that, in violation of that regulation, most of this tonnage had been received by Galumbeck from suppliers who had not furnished him with anthracite during the applicable base period.

In a letter dated July 27, 1945, Galumbeck was given notice of the results of the SFAW investigation and was informed that he might submit any explanations as he might care to offer or any facts deemed by him to be pertinent to demonstrate why a suspension order should not be issued against him.

Galumbeck appeared with counsel at a conference with representatives of SFAW. He did not deny that he had received anthracite in violation of the provisions of SFAW Regulation No. 28, as amended, nor did he submit any explanations or facts to demonstrate why a suspension order should not be issued against him. However, Galumbeck stated that on or before August 18, 1945, pertinent information and explanations would be submitted in writing under oath. No such information or explanations have been received.

In view of the foregoing, *It is hereby ordered:*

(1) Bennie L. Galumbeck, doing business as Flatbush Coal and Oil Company, his successors or assigns, shall not acquire, sell, transfer, ship, deliver, or otherwise distribute those sizes of anthracite the distribution of which by retail dealers is regulated by the Solid Fuels Administration for War.

(2) No producer, wholesaler or retail dealer shall sell, transfer, ship, deliver, or otherwise distribute any of the sizes of anthracite referred to in (1) above to Bennie L. Galumbeck, doing business as Flatbush Coal and Oil Company, his successors or assigns.

(3) Nothing in this order shall be deemed to prohibit Bennie L. Galumbeck, doing business as Flatbush Coal and Oil Company, his successors or assigns, from selling the sizes of anthracite referred to in (1) above in transit to or for his account, or in his possession or control, on and after the effective date of this order, to other retail dealers doing business in New York, New York: *Provided*, That he sells such anthracite pursuant to written consent and instruction of the Regional Representatives of the Solid Fuels Administration for War in New York, New York.

(4) This order shall become effective five days after the date of the service thereof, unless otherwise hereafter ordered.

(5) This order shall be in effect until April 1, 1946, unless otherwise directed.

Issued this 24th day of August 1945.

C. J. POTTER,  
*Deputy Solid Fuels*  
*Administrator for War.*

[F. R. Doc. 45-15872; Filed, Aug. 25, 1945; 11:20 a. m.]



## TITLE 32—NATIONAL DEFENSE

## Chapter IX—War Production Board

**AUTHORITY:** Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; W. P. B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

## PART 1010—SUSPENSION ORDERS

[Suspension Order S-691, Revocation]

## DIVISION AVENUE BUS LINE

Robert Christian, doing business as Division Avenue Bus Line, Grand Rapids, Michigan, was charged by the War Production Board with having done construction during September and October, 1944, without permission of the War Production Board, of a garage on his premises at 4418 South Division Avenue, Grand Rapids, Michigan, at an estimated cost in excess of \$200, in violation of Conservation Order L-41. Suspension Order No. S-691 was issued against Division Avenue Bus Line on January 16, 1945. In view of the fact that Conservation Order L-41 as amended June 8, 1945, raises the limitation on this type of construction to \$5,000, the Chief Compliance Commissioner has directed that the suspension order be revoked.

In view of the foregoing: it is hereby ordered, that: *Suspension Order No. S-691* be revoked, effective August 24, 1945.

Issued this 24th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15844; Filed, Aug. 24, 1945;  
4:29 p. m.]

## PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule K as Amended Aug. 24, 1945]

## SPECIAL PROGRAM FOR WOOL CIVILIAN ITEMS

§ 3290.120k *Schedule K to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in M-328B for manufacturers of civilian items manufactured from wool fabric to get an AA-3 preference rating for wool fabric for delivery beginning in the fourth quarter of 1945 to make the items listed in this schedule:

(b) *Definitions.* For the purpose of this schedule:

(1) "Fabric" unless otherwise designated, means a woven or knitted fabric 12 inches or more in width.

(2) "Wool fabric" means any fabric incorporating 25% or more by weight of new, re-processed or re-used wool fiber except upholstery pile fabrics and floor coverings and blankets and felt. The term includes woolen and worsted fabrics.

(3) "Wool item" means an item of which 50% or more of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is made of woolen or worsted fabrics.

(4) "Base period manufacturer" and "base period" mean the same as they do

in Order M-328B, except that a person who did not manufacture an item listed in this schedule during the base period at or below the maximum price set forth in the schedule shall not be considered a base period manufacturer.

(c) *Special requirements for obtaining priorities assistance.* (1) Three copies of form WPB-3732 must be filed in accordance with the rules stated in paragraph (c) of Order M-328B, except that for the fourth calendar quarter of 1945 applications must be postmarked not later than September 5, 1945.

(2) A manufacturer who files form WPB-3732 for the fourth calendar quarter of 1945 by September 5, 1945, may, as soon as he files his application, apply an AA-3 rating for the purchase of wool fabrics for delivery in that quarter for incorporation into the wool items for which application is made. He may do so only for an item he made in the base period at or below the price shown in the preference rating schedule and only for two-thirds of the yardage of wool fabrics he used in the base period with respect to any item. Wool fabrics purchased under this provision shall be deducted by the manufacturer from the total quantity for which priorities assistance is granted on form WPB-3732. If the applicant does not receive a grant of the entire quantity thus rated, he shall, upon notification of his grant by the War Production Board, immediately unrate or cancel orders for any undelivered quantities which are in excess of his grant.

(3) Manufacturers who did not produce in the base period any item applied for on form WPB-3732 at or below the price shown in the preference rating schedule may not use any preference ratings under this schedule (for the fourth quarter of 1945) until the War Production Board has assigned them a quota.

(4) A base period manufacturer may not apply for a quantity of wool fabric for any item greater than 100% of the linear yards used by him in the base period for the production of that item.

(d) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get wool fabrics to make the wool items specified in the preference rating schedule.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration.

(ii) The price specified in the maximum price column.

(3) A manufacturer who is not a base period manufacturer must comply with the provisions of paragraph (c) (6) of Order M-328B.

(4) A manufacturer who did not manufacture an item on the base period must state his proposed production by size assortment per dozen in the "Remarks" section of Form WPB-3732. If his application is granted, he must comply with these size assortments.

(5) Additional priorities assistance may be given for the procurement of rayon, wool and cotton broad woven fabrics for linings, interlinings, facings,

bindings, stays and other components made of broad woven fabric and for narrow woven selvedge edge tape needed for incorporation into the number of units for which priorities assistance is granted. Requests for this additional priorities assistance shall be made on Form WPB-3732 separately for each item for which application is made.

(6) *Provisions in case of government-cut-backs.* At any time during any calendar quarter a manufacturer who has received cancellations or cut-backs on military contracts or orders placed by an agency of the U. S. Government, or who during the quarter has production facilities made available, may apply to the War Production Board on Form WPB-3732 for priorities assistance to manufacture items listed in this schedule. Such applications will be approved to the extent of available materials and the need for additional production of the items applied for.

(7) The AA-3 preference rating authorized by this schedule may be extended to purchase wool fabric, wool yarn and wool top. Such ratings shall be extended as provided in Priorities Regulation 3 and Order M-328.

Issued this 24th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

## AA-3 PREFERENCE RATING SCHEDULE—WOOL FABRICS FOR CIVILIAN ITEMS\*

(The applicable provisions of each column are indicated for each numbered item opposite the item number)

Item No.	Description of wool item	Size range	Maximum price column
1	Coats (Without fur trimming) Women's, Misses' and Juniors'	9-17, 12-44 and up	Each \$16.75 18.75
2	Teen-age girls'	10-16	10.75
3	Girls'	7-14	8.75
4	Children's and small boys'	3-8	6.75
5	Toddler's	1-4	5.75
6	Infants'	6 months to 2 yrs.	4.75
7	Suits Women's, misses' and Juniors'	9-17, 12-44 and up	16.75 18.75
8	Teen-age girls'	10-16	10.75
9	Girls'	7-14	8.75
10	Skirts Women's, misses' and Juniors'	9-17, 12-44 and up	3.50 4.00
11	Teen-age girls'	10-16	3.00
12	Girls'	7-14	2.50
13	Children's	3-6	2.00
14	Suits Men's	All sizes	21.00
15	Students'	32-38	15.75
16	Cadets'	8-16	11.75
17	Juniors'	3-12	7.50
18	Separate trousers Men's	All sizes	Pair \$5.50
19	Students'	25-32	4.25
20	Cadets'	21-26	3.25
21	Juniors'	3-12, 6-16	2.50
22	Overcoats or topcoats Men's	All sizes	Each \$22.50
23	Students'	12-24, 32-38	12.75
24	Boys'	8-20	10.00
25	Juniors'	4-12	8.50

[F. R. Doc. 45-15785; Filed, Aug. 24, 1945;  
11:33 a. m.]



**PART 3133—PRINTING AND PUBLISHING**  
[Limitation Order L-240, Direction 6]

**TRANSFER OF QUOTA FROM FOURTH QUARTER  
1945 TO THIRD QUARTER 1945**

The following direction is issued pursuant to Limitation Order L-240:

A publisher may increase his consumption in the third quarter of 1945 by an amount not exceeding 2½% of his consumption quota for the third quarter of 1945, provided the tonnage so used is deducted from his permitted consumption for the fourth quarter of 1945.

Issued this 25th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15910; Filed, Aug. 25, 1945;  
12:28 p. m.]

**PART 944—REGULATIONS APPLICABLE TO THE  
OPERATION OF THE PRIORITIES SYSTEM**

[Priorities Reg. 31, Amdt. 4]

**BLANKET REVOCATION OF CERTAIN WPB  
ORDERS**

Section 944.52 *Priorities Regulation 31* is amended in the following respects:

1. By adding to the list of orders revoked the following orders:

*List of Orders Revoked and Effective Date of revocation*

**AIRCRAFT**

Section 3191.31 M-360 Aircraft, August 27, 1945.

**CHEMICALS**

Section 3293.1089 Sch. 89 to M-300 Theobromine and Caffeine, August 31, 1945.

**TEXTILES**

Section 3290.150 L-215, Textiles, Clothing and Leather Machinery, August 27, 1945.

Section 3290.246 M-37-d Rayon Yarn, September 30, 1945.

Section 3290.36 M-124 Rubber Yarn and Elastic Thread, August 27, 1945.

2. By changing the effective date of revocation of § 3293.1015, Schedule 15 to M-300 (Glycols) from September 30, 1945, to August 31, 1945.

Issued this 27th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15984; Filed, Aug. 27, 1945;  
11:33 a. m.]

**PART 1010—SUSPENSION ORDERS**

[Suspension Order S-494, Revocation]

THE LOUIS M. HERMAN CO.

Suspension Order No. S-494, effective February 28, 1944, was issued February 21, 1944, against The Louis M. Herman Company, Boston, Massachusetts, for violation of Limitation Order L-265. In view of the fact that Limitation Order L-265 was revoked on August 20, 1945, the Chief Compliance Commissioner has directed that Suspension Order No. S-494 be revoked forthwith.

In view of the foregoing, it is hereby ordered, that: § 1010.494, *Suspension Or-*

*der No. S-494* be revoked, effective August 25, 1945.

Issued this 25th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15911; Filed, Aug. 25, 1945;  
12:28 p. m.]

**PART 3133—PRINTING AND PUBLISHING**

[Limitation Order L-240, as Amended Aug. 27, 1945]

**NEWSPAPERS AND OTHER USERS OF  
NEWSPRINT**

The fulfillment of requirements for the defense of the United States has created a shortage of the supply of print paper for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

**Scope**

(a) The purpose of this order.

**Definitions and Explanations**

- (b) Newspaper.
- (c) Camp papers and free distribution publications.
- (d) Publisher.
- (e) Print paper.
- (f) Use.
- (g) Net paid circulation.
- (h) Inventory.
- (i) Transfer of quotas.

**Consumption Quota**

- (j) Allowable consumption.
- (k) Computation of consumption quota.
- (l) Carry-over.
- (m) Consumption quotas for certain types of newspapers.
- (n) Allotment to Army and Navy.

**Delivery Quota**

- (o) Computation of delivery quota.
- (p) Exceptions.
- (q) Certification.
- (r) Inventory reports and copies of orders.
- (s) Inter-company transfers.

**Miscellaneous Provisions**

- (t) Loans of print paper.
- (u) Applicability of regulations.
- (v) Appeals.
- (w) Communications to the War Production Board.
- (x) Violations.

**Schedule I**

- (a) The purpose of this schedule.
- (b) Definition of "newsprint".
- (c) Newsprint consumption quotas for persons other than newspaper publishers.
- (d) Newsprint delivery quotas for persons other than newspaper publishers.

**Scope**

§ 3133.6 *Limitation Order L-240*—(a) *The purpose of this order.* This order does two things: First, it limits the tonnage of print paper which may be used by a publisher in printing a newspaper. This is called his "consumption quota". Second, it limits the tonnage of print paper which may be ordered or accepted by a newspaper publisher. This is called his "delivery quota". A publish-

er's consumption quota is on a quarterly basis and his delivery quota is on a monthly basis.

**Definitions and Explanations**

(b) *Newspaper.* "Newspaper" means any publication generally recognized as a newspaper in the newspaper industry, regardless of the frequency of issuance. The term includes all supplements, inserts and other printed matter physically incorporated into a newspaper or delivered together with it.

Where two or more newspapers are published by the same publisher, whether in the same city or in different cities, each newspaper shall operate under a separate consumption quota and a separate delivery quota. In computing his consumption quota a publisher must make separate calculations for morning, evening and Sunday editions, but these figures must be consolidated into a single consumption quota for each newspaper, in accordance with the instructions contained in paragraph (k).

However, morning, evening, Sunday and other editions of the same newspaper shall operate under a single consumption quota and a single delivery quota.

In determining whether a publisher issues separate newspapers or separate editions of the same newspaper, the number and form of the reports filed by the publisher with the Audit Bureau of Circulations in 1941 will be controlling, in the absence of special circumstances. Thus, if a publisher in 1941 filed consolidated statements with the Audit Bureau of Circulations covering morning, evening and Sunday issues, even if these issues had different names, different formats and different staffs, they will ordinarily be considered as a single newspaper for the purposes of this order. If a publisher in 1941 filed separate statements with the Audit Bureau of Circulations covering his morning, evening, Sunday and other publications, they will ordinarily be considered as separate newspapers for the purposes of this order.

If a publisher is uncertain as to whether or not his publication is a newspaper as defined in this order, he may ask the War Production Board for an official determination. The War Production Board may also make this determination upon its own motion. Such a determination, issued to the publisher in the name of the Recording Secretary of the War Production Board, shall be conclusive for the purposes of this order, unless revoked or modified by the same authority.

(c) *Camp papers and free distribution publications.* Army or Navy camp, post, station or unit "newspapers" or news sheets generally are not recognized as newspapers in the newspaper industry. They are covered by Order L-241 (commercial printing). Shopping guides, want ad periodicals and publications in newspaper format distributed free or at nominal cost also are not recognized as newspapers within the meaning of this order and are governed by Order L-241, Schedule II. If a publisher issued a free distribution newspaper in 1941, his consumption quota shall be de-



terminated in accordance with Schedule II to Order L-241 and that order shall govern even if the circulation of the publication has subsequently been changed in whole or in part to a net paid basis.

(d) *Publisher.* "Publisher" means a person who publishes a newspaper, including an individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons whether incorporated or not.

(e) *Print paper.* "Print paper" means any grade, quality, type or basis weight of paper used in publishing a newspaper. The term includes paper reclaimed wholly or partly from printed or unprinted waste, as well as paper made entirely from virgin fiber. It also includes roll wrappers, newsprint used as wrappers, identification sheets and labels for newspapers, and production waste, whether or not this waste is subsequently salvaged for other uses.

(f) *Use.* All production waste shall be included in the tonnage of print paper "used" in printing a newspaper. Transit damage shall not be included in a publisher's "use" of print paper. A publisher may determine the dates on which paper is "used" under this order either on the basis of the dates when the paper is actually printed or the dates appearing on the respective issues of the newspaper, provided he continues to use the same method which he used in computing his 1941 base tonnages.

(g) *Net paid circulation.* "Net paid circulation" means the number of copies of a newspaper which have been sold (exclusive of bulk sales), as audited by the Audit Bureau of Circulations or (in the case of newspapers which are not members of the Audit Bureau of Circulations) as verified in accordance with the standards of the Audit Bureau of Circulations of January 1, 1942.

(h) *Inventory.* "Inventory" means all the print paper which is owned by a publisher or is available for his use. It includes the print paper which he has on hand, in storage, and in transit and paper held for his use by a paper merchant, warehouseman or other person, regardless of its physical location. However, it does not include print paper shipped by water and held in warehouse by a paper manufacturer or merchant as part of the inventory of the manufacturer or merchant; such paper does not become part of a publisher's inventory until it is delivered to him.

(i) *Transfer of quotas.* (1) *Quotas established by different orders.* Quotas provided by one War Production Board order may not be used for the purposes set forth in any other order. Thus, for example, a publisher may not use for the printing of a newspaper any part of a consumption quota established under Orders L-241 (commercial printing), L-244 (magazines) or L-245 (books) and he may not permit any part of his consumption quota established under this order to be used for commercial printing, magazines or books. If a newspaper publisher also conducts a job printing business, he must keep these two operations separate for quota purposes. The amount of print paper which he is permitted to consume and the amount which

he is permitted to order or accept for the publication of his newspaper is limited by this order. The amount of print paper which he is permitted to consume and the amount which he is permitted to accept for his commercial printing business is limited by Order L-241.

(2) *Transfer of quotas to different persons.* The rules governing the assignability of quotas are set forth in Priorities Regulation 7a.

#### Consumption Quota

(j) *Allowable consumption.* In the third quarter of 1945 and in each calendar quarter after that, no publisher may use or cause to be used, in the publication of a newspaper, print paper in excess of:

(1) His quarterly consumption quota, which shall be computed in accordance with the instructions set forth in paragraph (k) or (m) plus

(2) Any less-than-quota savings carried over from previous calendar quarters, as provided in paragraph (l), plus

(3) Ex-quota tonnage, if any, which may have been granted on appeal for consumption in that quarter.

(k) *Computation of consumption quota.* (1) *Base tonnages.* Ascertain, separately, the tonnage of print paper comprising the net paid circulation of morning, evening, Sunday or other issues of the newspaper in the corresponding quarter of 1941. Add 3 per cent to each figure. (This 3 per cent is an arbitrary allowance to compensate for production waste and should be added whether the actual production waste in 1941 was greater or less than 3 per cent). These are the "base tonnages" for morning, evening, Sunday or other issues of the newspaper, which shall be adjusted in accordance with instructions 2, 3, and 4.

(2) *Circulation increase.* Ascertain, separately, the percentage increase or decrease in average net paid circulation of morning, evening, Sunday or other issues of the newspaper in the calendar year 1942 as compared with the calendar year 1941. (The average net paid circulation for each year shall be determined by adding together the average net paid circulation for each of the four quarters of the year and dividing by four).

(3) *Tonnage equivalent of circulation increase.* Apply, separately, the respective percentages of circulation increase or decrease determined under instruction number 2 to the respective base tonnages determined under instruction number 1 for morning, evening, Sunday or other issues of the newspaper.

(4) *Adjustment of base tonnages.* Adjust the respective base tonnages determined under instruction number 1 by adding or subtracting the number of tons represented by the percentage circulation gain or loss determined under instruction number 3.

(5) *Total adjusted base tonnage.* Total the respective base tonnages for morning, evening, Sunday or other issues of the newspaper determined under instruction number 1. Total the respective adjusted base tonnages for morning, evening, Sunday, or other issues of the newspaper determined under instruction number 4. The larger of these two totals is the publisher's "total adjusted

base tonnage" from which the required reductions shall be applied.

(6) *Sliding scale of reductions.* Reduce the total adjusted base tonnage by the following sliding scale of percentage cuts:

(i) Deduct 3% of the amount over 25 tons but not over 125 tons.

(ii) Deduct 6% of the amount over 125 tons but not over 250 tons.

(iii) Deduct 9% of the amount over 250 tons but not over 500 tons.

(iv) Deduct 15% of the amount over 500 tons but not over 1000 tons.

(v) Deduct 18% of the amount over 1000 tons.

(7) *Consumption quota.* The balance remaining after subtraction of the above reductions from the total adjusted base tonnage determined under instruction number 5 is the publisher's consumption quota for the quarter.

(8) *Adjustment for print paper lighter than 32-pound basis weight.* If a publisher orders print paper lighter than 32-pound basis weight, his consumption quota for the current calendar quarter shall be reduced proportionately as follows: First, determine the percentage by which 32-pound paper exceeds such lighter paper in weight. Second, multiply the tonnage of lighter paper so ordered by this percentage. Third, subtract the result from the publisher's consumption quota. For example, if a publisher has a consumption quota of 200 tons and orders 100 tons of 30-pound basis weight paper, his consumption quota shall be reduced by  $6\frac{2}{3}$  tons, since 32-pound paper is  $6\frac{2}{3}\%$  heavier than 30-pound paper.

(9) *Fourteenth Sunday in third quarter of 1945.* Inasmuch as there are 14 Sundays and 78 weekdays in the third quarter of 1945, compared with 13 Sundays and 79 weekdays in the third quarter of 1941 and 1944, the publisher of a daily and Sunday newspaper may increase his consumption quota in the third quarter of 1945 by the excess of his average Sunday use of print paper in the third quarter of 1944 over his average weekday use of print paper in the third quarter of 1944. The publisher of a newspaper issued only on Sundays may increase his consumption quota in the third quarter of 1945 by one-thirteenth of his allowable use of print paper in the third quarter of 1944. No publisher may increase his delivery quota because of any additional tonnage he may use for the fourteenth Sunday in the third quarter of 1945.

(l) *Carry-over.* If a publisher uses less print paper than he is permitted to use in the fourth quarter of 1943, or in any calendar quarter after that, he may add this tonnage to his consumption quota but not to his delivery quota, in any succeeding quarter. This paragraph does not apply to the print paper which a publisher is permitted to use under paragraph (m) (2).

(m) *Consumption quotas for certain types of newspapers.* Excepted from the provisions of paragraph (k) are certain types of newspapers described in this paragraph (m), whose consumption quotas shall be computed as follows:

(1) *Special types of newspapers.* Any newspaper containing the equivalent of



8 standard-size pages or less which is authorized to be admitted to the mails as second-class matter under the provisions of section 521 of the Postal Laws and Regulations of 1940 (Title 39, U. S. C., sec. 229) pertaining to the publications of benevolent, fraternal, trades-union, professional, literary, historical, and scientific organizations and societies shall have a consumption quota of print paper in any calendar quarter equal to either:

(i) Its quarterly consumption of print paper in any one of the first three calendar quarters of 1944; or

(ii) Its consumption of print paper in the corresponding calendar quarter of 1943. If the publisher selects this latter method in any calendar quarter, he may increase his consumption quota in that quarter by that percentage by which the average number of copies per issue in the third quarter of 1944 exceeds the average number of copies per issue in the corresponding calendar quarter of 1943. For example, if a newspaper's consumption of print paper in the first quarter of 1943 was 5 tons with an average press-run in that quarter of 5,000 copies per issue, and its average press-run in the third quarter of 1944 was 6,250 copies per issue, his consumption quota for the first calendar quarter of 1945 is  $6\frac{1}{4}$  tons.

(2) *Small newspapers.* During the third calendar quarter of 1945 and in each calendar quarter after that, any person may use or cause to be used 10 tons of print paper for a newspaper published weekly or less frequently,  $11\frac{1}{4}$  tons of print paper for a newspaper published semi-weekly,  $12\frac{1}{2}$  tons of print paper for a newspaper published tri-weekly,  $13\frac{3}{4}$  tons of print paper for a newspaper published four times a week, 15 tons of print paper for a newspaper published 5 times a week,  $16\frac{1}{4}$  tons of print paper for a newspaper published 6 times a week, or  $17\frac{1}{2}$  tons of print paper for a newspaper published 7 times a week. It makes no difference whether he used that much print paper or any print paper in the publication of a newspaper during any previous period.

(3) *Other newspapers using less than 25 tons per quarter.* If, prior to October 1, 1944, a publisher used less than 25 tons of print paper per calendar quarter for civilian readers (whether or not he used additional paper for military readers), his total quarterly consumption quota for all types of readers shall be computed as follows:

(i) Ascertain the total number of copies of all issues printed in each of the seven calendar quarters between January 1, 1943 and September 30, 1944.

(ii) Ascertain the average number of pages per issue printed in each of the seven calendar quarters between January 1, 1943 and September 30, 1944.

(iii) Multiply the highest quarterly figure determined under subdivision (i) by the highest quarterly figure determined under subdivision (ii). The weight of paper required to produce this number of pages is the publisher's quarterly consumption quota; *Provided, however,* That if this figure is in excess of 25 tons, the publisher shall be limited

to 25 tons per quarter plus the tonnage in excess of 25 tons which he used for military circulation in the third quarter of 1944.

(n) *Allotment to Army and Navy.*

(1) The War Production Board may from time to time allot to the Army and the Navy a specified tonnage of paper to be consumed in printing (i) newspapers acquired in bulk for free distribution by the Army or the Navy which will be furnished to United States Armed Forces personnel in the continental United States and (ii) "servicemen's" "overseas", "pony", or other condensed editions of newspapers acquired in bulk by the Army or the Navy which will be furnished to United States Armed Forces personnel overseas.

(2) From this allotment the Army and the Navy, under a delegation of authority from the War Production Board, may grant to individual publishers the right to add to their consumption quotas the tonnage of paper consumed in printing such newspapers acquired by the Army and the Navy for distribution as described under paragraph (n) (1). This allotment does not cover purchases of newspapers by military exchanges or service departments as defined in Priorities Regulation 17 for distribution within the continental limits of the United States. All newspapers sold to the military shall be charged against the publisher's consumption quota unless the publisher has received a specific grant from the Army or the Navy pursuant to this paragraph.

*Delivery Quota*

(o) *Computation of delivery quota.* In July 1945, and in each calendar month after that, no publisher may order or accept delivery of print paper in excess of his monthly delivery quota, which shall be computed in accordance with the following instructions:

(1) *Monthly base.* Total the publisher's consumption quotas for the third and fourth quarters of 1945 and add the ex-quota tonnage, if any, which may have been granted for the third quarter of 1945. Divide by 6. (Do not add any carry-over from preceding quarters.)

(2) *Inventory ceiling.* The above amount shall be reduced accordingly if a publisher's inventory is, or by virtue of such order or acceptance will become, on December 31, 1945, greater than: (i) 30 days' supply for publishers in the states named in List A, (ii) 50 days' supply for publishers in the States named in List B, or (iii) 60 tons for publishers who would be limited to a smaller amount by subdivision (i) or (ii) above.

*List A*

Connecticut.	Nebraska.
District of Columbia.	New Hampshire.
Delaware.	New Jersey.
Illinois.	New York.
Indiana.	North Dakota.
Iowa.	Ohio.
Kansas.	Pennsylvania.
Kentucky.	Rhode Island.
Maine.	South Dakota.
Maryland.	Vermont.
Massachusetts.	Virginia.
Michigan.	West Virginia.
Minnesota.	Wisconsin.
Missouri.	

*List B*

Alabama.	Nevada.
Arizona.	New Mexico.
Arkansas.	North Carolina.
California.	Oklahoma.
Colorado.	Oregon.
Florida.	South Carolina.
Georgia.	Tennessee.
Idaho.	Texas.
Louisiana.	Utah.
Montana.	Washington.
Mississippi.	Wyoming.

3. *Exclusions.* In computing his monthly base under paragraph (o) (1), and in computing the maximum tonnage which he may have in his inventory on December 31, 1945 in accordance with paragraph (o) (2), a publisher shall exclude any less-than-quota savings under his consumption quota carried over from previous quarters. He shall also exclude print paper which he has received by Great Lakes or coastal water-borne shipments; provided on May 1 of any calendar year he shall have on hand or available for use not more than (i) a 30 days' supply if he is located in one of the States named on List A above, or (ii) a 50 days' supply if he is located in one of the States named in List B above and provided further that no publisher may order or accept delivery of a total amount of print paper by water, rail or otherwise in any calendar year (including both the open and closed navigation seasons) in excess of his permitted consumption for that calendar year.

(4) *Computation of rate of consumption.* The number of days' supply shall be computed at the average daily rate of allowable consumption for the last six months of 1945.

(5) *Fractional carloads.* If a publisher's delivery quota for any month is less than one carload, he may nevertheless order and accept, in that month, up to one full carload. If a publisher's delivery quota for any month is a whole number of carloads plus a fraction of another carload, the fraction may be added to his delivery quota for any succeeding month.

(6) *Transit damage.* If print paper in inventory is destroyed or damaged to such an extent that it becomes unusable in publishing his newspaper, whether this occurs while the paper is in transit or after it has reached its destination, the publisher may increase his delivery quota (but not his consumption quota) in the same or any subsequent month by an amount sufficient to replace such paper. It is immaterial whether or not the publisher is reimbursed for the destroyed or damaged paper by the shipper, the carrier, or an insurance company. It is also immaterial whether or not the publisher salvages all or part of the damaged paper for use other than in publishing his newspaper.

(7) *Report on transit damage.* Any publisher who increases his delivery quota to replace destroyed or damaged print paper in accordance with subparagraph 6 above shall, within 15 days after placing the order for such replacement, file a letter with the War Production Board stating the number of tons comprising the publisher's delivery quota for that month, the number of tons destroyed



or damaged, the manner in which such print paper was rendered unfit for use in publishing his newspaper, and the number of tons ordered in excess of his delivery quota. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(p) *Exceptions.* Permission to order or accept delivery of print paper in excess of the tonnage allowed under paragraph (c) may be granted by the War Production Board upon a written request for specific authorization stating the number of tons and the number of days' supply of print paper which the publisher has in inventory, the number of tons comprising his delivery quota, the number of additional tons he desires to order and accept, and the reasons why the denial of the request would create undue hardship.

(q) *Certification.* No mill or other supplier may sell or deliver to any person, and no person may accept, any print paper for use under Order L-240 except on a delivery order bearing or accompanied by a certification substantially in the form set forth below. This certification must be signed manually or as provided in Priorities Regulation No. 7 by the purchaser or by an official duly authorized for such purpose:

The undersigned certifies, subject to the penalties of section 35 (a) of the U. S. Criminal Code, to the seller and to the War Production Board: (a) that he is permitted to place this delivery order and to accept the print paper ordered; (b) that the print paper will be used or delivered, or that it is required to replace in inventory print paper previously used or delivered, under War Production Board Order L-240.

The above certification must be placed on, or must accompany, each delivery order placed by any person for print paper to be used under Order L-240, and the certification provided for in Priorities Regulation No. 7 may not be used in its place.

(r) *Inventory reports and copies of orders.* On and after July 1, 1945, the publisher of every newspaper which consumes 25 tons of print paper or more in any calendar quarter shall file with the War Production Board:

(1) A monthly statement of his inventory of print paper on Form WPB 4292 within three days after the close of each month, beginning with June 1945.

(2) Copies of all orders for the delivery of print paper placed by him or for his account. Such copies of orders must be mailed within three days after the orders are placed.

These reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(s) *Intra-company transfers.* The foregoing restrictions apply not only to deliveries from one person to another, including affiliates and subsidiaries, but also to deliveries from one branch, division, or section of a single enterprise to another branch, division, or section of the same or any other enterprise under common ownership or control.

#### Miscellaneous Provisions

(t) *Loans of print paper.* Any loan of print paper made by a publisher shall be reported to the War Production Board by letter within 15 days after the date of the loan. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(u) *Applicability of regulations.* This order and all transactions affected by it are subject to all present and future regulations of the War Production Board.

(v) *Appeals.* Any appeal from the provisions of this order shall be made in accordance with Supplement 1 to the order. Regardless of the provisions of Priorities Regulation 16 no statement with respect to manpower information on Form WPB-3820 (or letter explaining why that form is not filed) need accompany any appeal.

(w) *Communications to the War Production Board.* All reports required to be filed hereunder, requests for specific authorization, appeals and other communications concerning this order shall be addressed to: War Production Board, Printing and Publishing Division, Washington 25, D. C. Ref: L-240.

(x) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 27th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

#### SCHEDULE I

NOTE: Schedule I added August 27, 1945.

(a) *The purpose of this schedule.* This schedule limits the acceptance and use of newsprint for all purposes other than newspapers.

(b) *Definition of "newsprint".* "Newsprint" means the grades of paper commonly known as "standard newsprint" and "super-standard newsprint."

(c) *Newsprint consumption quota for persons other than newspaper publishers.* (1) In the third calendar quarter of 1945 and in each calendar quarter after that no person may cause to be used in the publication of magazines or books more than 113.3 per cent of the newsprint which he lawfully used or caused to be used for that purpose in the corresponding calendar quarter of 1944 or the second calendar quarter of 1945, or 10 tons, whichever is greatest.

(2) In the third calendar quarter of 1945 and in each calendar quarter after that no person may cause to be used in the publication of shopping guides, free distribution newspapers, want ad publications and free distribution publications in newspaper format more than 105 per cent of the newsprint

which he lawfully caused to be used for that purpose in the corresponding calendar quarter of 1944 or the second calendar quarter of 1945, or 10 tons, whichever is greatest.

(3) In the third calendar quarter of 1945 and in each calendar quarter after that no person may use (except for newspapers, magazines, books, shopping guides, free distribution newspapers, want ad publications and free distribution publications in newspaper format) more than 113.3 per cent of the newsprint which he lawfully used in the corresponding calendar quarter of 1944 or the second calendar quarter of 1945, or 10 tons, whichever is greatest. However, a printer is not limited in the amount of newsprint which he may use for printing, including official Army or Navy post, camp, station or unit newspapers, to be delivered to the Army, Navy, Maritime Commission or War Shipping Administration directly, or as a part of a contract for an item purchased by one of those agencies.

(d) *Newsprint delivery quotas for persons other than newspaper publishers.* In the third calendar quarter of 1945 and in each calendar quarter after that no person (other than the publisher of a newspaper) may order or accept newsprint in excess of his consumption quota for that calendar quarter. This amount shall be reduced accordingly if his inventory of newsprint is, or by virtue of such acceptances will become, on the first day of any calendar quarter commencing with the fourth quarter of 1945, more than 45 per cent of the newsprint which he lawfully used or caused to be used in the preceding calendar quarter, or 60 tons, whichever is greatest.

INTERPRETATION 1: Revoked Dec. 24, 1943.  
INTERPRETATION 2: Revoked Dec. 24, 1943.  
INTERPRETATION 3: Revoked Dec. 24, 1943.

#### INTERPRETATION 4

##### TRANSIT DAMAGE

Paragraph (f) of Order L-240 states in part: "Transit damage shall not be included in a publisher's 'use' of print paper." This provision which was inserted in the order on December 24, 1943, merely explained, and did not change, the existing rule.

At all times since the issuance of Order L-240 on December 31, 1942, a publisher has been obliged to charge against his consumption quota only the print paper which was actually "used" in publishing his newspaper; print paper which was destroyed or damaged in transit need not be charged against the publisher's consumption quota to the extent that such print paper was rendered unusable in the publication of his newspaper. However, at all times since the issuance of Order L-240 on December 31, 1942, production waste has been included in the tonnage of print paper which is "used" in publishing a newspaper. (Issued Oct. 30, 1944.)

[F. R. Doc. 45-15980; Filed, Aug. 27, 1945; 11:33 a. m.]

#### PART 3208—SCHEDULED PRODUCTS

[General Scheduling Order M-293, Direction 4]

#### REVOCATION OF TABLES AND DIRECTIONS TO M-293 AND UNFREEZING OF SCHEDULES

The following direction is issued pursuant to General Scheduling Order M-293:



(a) *Revocation of tables and directions to M-293.* In view of the substantial cut backs in military requirements for M-293 products, the following tables and published directions issued pursuant to M-293 are revoked:

Sec.

- 3208.2—Table 1—Table for programs.  
 3208.5—Table 4—Table for automotive division: Direction 1 to Table 4—Purchasers of internal combustion engines and certain automotive chassis components to furnish manufacturers information regarding end use.  
 3208.6—Table 5—Table for building materials division.  
 3208.7—Table 6—Table for general industrial equipment division: Direction 1 to Table 6—Identification of Electric motors and controls and equipment containing them.  
 3208.9—Table 8—Table for power division.  
 3208.10—Table 9—Table for radio and radar division.  
 3208.11—Table 10—Table for safety and technical equipment division.  
 3208.12—Table 11—Table for shipbuilding division.  
 3208.13—Table 12—Table for tools division: Direction 2 to Table 12—Use of miniature precision bearings, company radial type bearings restricted.  
 3208.14—Table 13—Table for cork, asbestos, and fibrous glass division.  
 3208.15—Table 14—Table for plumbing and heating division: Direction 1 to Table 14—Production of boilers for stock.  
 3208.16—Table 15—Table for Chemicals Bureau: Direction 1 to Table 15—Chemical processing machinery.  
 3208.18—Table 17—Table for containers division.  
 3208.19—Table 18—Table for transportation equipment division.

This revocation does not affect any liabilities incurred for violation of M-293 or its tables and directions or of actions taken by the War Production Board under M-293 or its tables and directions. Order M-293 and Direction 3 to the order are being retained for the present and will continue to provide the general framework for such scheduling by the War Production Board as may hereafter prove to be necessary to meet future military and essential civilian requirements. However, effective immediately manufacturers are no longer required to file shipping schedules or monthly operations reports relating to M-293 products unless they are subsequently specifically directed to do so by the War Production Board pursuant to Priorities Regulation 8.

(b) *Unfreezing of schedules September 30, 1945.* Notwithstanding paragraph (b) (2) of M-293 all frozen schedules, specific authorizations and directions issued pursuant to M-293 relating to M-293 products now listed on the various tables of M-293 shall expire September 30, 1945 unless by their terms they expire sooner or unless they are modified by later specific directions. Production and delivery of such products remain subject to all other applicable orders and regulations of the War Production Board. After September 30, 1945, for the purpose of determining the sequence of deliveries of rated orders pursuant to § 944.7 of Priorities Regulation 1, the required delivery date on any purchase order for an M-293 product which was rated MM and included in a frozen schedule prior to October 1, 1945 shall be the scheduled delivery date which was frozen on September 30, 1945 unless the purchaser specifically changes the date.

(c) *Scheduling of unrated orders until October 1, 1945.* Paragraph (k) of M-293 provides that unrated orders shall not be included in any schedule filed or frozen under

the order unless the unrated order is accompanied by specific approval by the War Production Board authorizing it to be placed, or unless the War Production Board specifically directs the manufacturer to include it in his frozen schedule. That paragraph applies not only to purchase orders to which no rating has been assigned, but also to orders which were rated when originally scheduled but later become unrated. Thus rated orders (other than AAA or MM) identified with CMP allotment symbols whose initial letters are W, O, M (except M-8), N, or C which automatically became unrated August 17, 1945 as explained in Direction 1 to Priorities Regulation 29, must be removed from frozen schedules immediately. This does not mean that they must be taken completely out of the manufacturer's schedule, but that their position in his schedule may no longer be treated as frozen. When the unrated orders have been removed from the frozen schedule, the manufacturer must move up his later scheduled rated orders as provided in paragraph (g) of M-293, but the manufacturer may deliver unrated orders if doing so will not interfere with his meeting the required delivery dates on his rated orders.

Issued this 27th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15983; Filed, Aug. 27, 1945;  
11:33 a. m.]

#### PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Limitation Order L-274, Revocation of Interpretation 1]

##### NYLON HOSIERY

Interpretation 1 to Limitation Order L-274 is revoked.

Issued this 27th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15982; Filed, Aug. 27, 1945;  
11:33 a. m.]

#### PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Limitation Order L-274, Direction 1]

##### SILK AND NYLON HOSIERY

The following direction is issued pursuant to General Limitation Order L-274:

Silk and nylon hosiery may be manufactured without regard to the restrictions of Limitation Order L-274.

Issued this 27th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15981; Filed, Aug. 27, 1945;  
11:33 a. m.]

#### PART 3290—TEXTILE, CLOTHING, AND LEATHER

[Conservation Order M-328, as Amended Aug. 24, 1945]

##### PROVISIONS APPLICABLE TO TEXTILES, CLOTHING AND RELATED PRODUCTS

The fulfillment of requirements for the defense of the United States has

created shortages in the supplies of textiles, clothing, leather and related products for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.118 *Conservation Order M-328—(a) Restrictions on preference ratings for textiles, clothing, leather, etc.* (This paragraph states conditions which must be met to make ratings for items on Schedule A valid. However, even though a rating is not valid for the items, this does not prevent anyone from filling a purchase order if he can do so without disregarding valid ratings on other purchase orders or disregarding other orders or directions of the War Production Board.)

No person shall apply, extend or give any effect to any preference rating heretofore or hereafter assigned, applied, or extended to the delivery of any item on Schedule A unless:

(1) The rating has been assigned by a preference rating form or letter issued by or under the authority of the War Production Board to a named applicant and the form or letter specifically describes the item and specifies the quantity, description and type which may be obtained by the rating. No rating assigned by any L, M, P or other order, by any regulation (such as CMP-5 or CMP-5A), or on Form CMPL-150, CMPL-200 or CMPL-201 shall be valid for any item on Schedule A, except as permitted by paragraph (a) (2), (a) (3) or (a) (4). For example, the rating for any fabric to comply with this subparagraph must be assigned on a War Production Board form or letter naming the person to whom the rating is assigned and stating the yardage, type and construction of the fabric for which the rating is assigned.

(2) The rating has been assigned by or pursuant to a form, order or regulation of the War Production Board and is used to obtain the item for direct or ultimate delivery to, or for incorporation into any material for ultimate delivery to the Army or Navy of the United States (including U. S. Army and Marine Corps Post Exchanges, U. S. Navy and Coast Guard Ship's Service Departments, and War Shipping Administration Training Organization Ship's Service activities), the Maritime Commission or War Shipping Administration, (including marine distributors pursuant to authorization by the Maritime Commission on Form WFPB-646). A delivery to an establishment or ship operated under contract with one of those agencies is not in itself a direct or ultimate delivery to the Army, Navy, Maritime Commission or War Shipping Administration.

(3) The rating has been assigned by or pursuant to any supplement to this order or the particular order specified after the item on Schedule A.

(4) The material to be delivered is actually required as, or is required for incorporation in, a functioning part of industrial machinery and is one of the following numbered items on Schedule A: 1, 3 (except Seine cord, hawser cord and other cabled cord), 4, 12.



**SCHEDULE A—MATERIALS AND PRODUCTS COVERED BY CONSERVATION ORDER M-328**

1. Animal bristles and hair.
2. Clothing, footwear (including safety shoes, hats, gloves, and all other outer or under garments or apparel, if made in whole or in part of leather or textile yarn, staple fiber or fabrics. However, this order does not apply to rubber footwear, professional rubber gloves, or to the following items when such items are specifically designed and used to furnish protection against occupational hazards (other than weather).  
Asbestos clothing.  
Gauntlet type welders' leather gloves and mittens, and electricians' leather protector or cover gloves.  
Metal mesh gloves, aprons and sleeves.  
Other safety leather gloves or mittens, but only if steel-stitched or steel-reinforced.  
Plastic and fiber safety helmets.  
Safety belts and harnesses.  
Safety clothing impregnated or coated for the purposes of making the same resistant against fire, acids or other chemicals or abrasives.  
Safety industrial leather clothing other than gloves or mittens.  
Safety industrial rubber gloves and hoods, and linemen's rubber gloves and sleeves.
3. Cotton, wool and synthetic yarns and blends of the foregoing. L-282, M-317, M-317A, M-317B, M-385, M-388, M-388A, M-388B and M-388C.
4. Woven, felted, knitted and braided fabrics of cotton, wool or synthetic yarns and blends of the foregoing (M-166, M-317, M-317A, M-317B, M-385, M-388, M-388A, M-388B, M-388C and P-116), including but not limited to:  
Bedsheets.  
Pillow cases.  
Blankets.  
Towels.  
Diapers.  
Face cloths.  
Table "linens."
5. Dyestuffs (defined in Conservation Order M-103).
6. The following metal shoe findings:  
Arch supports.  
Box toes and caps.  
Heel rims and plates.  
Heel washers.  
Shoe shanks.  
Toe rims and plates.  
Steel wire shoe nails.
7. Hides, skins, furs and leather and products made primarily therefrom (subject to additional restrictions of M-310).
8. Manila, agave, istle, hemp (cannabis sativa), jute, coir yarn and other fibers, suitable for cordage (rope and twine), and cordage products made primarily therefrom. P-56, P-98-b, M-84.
9. Mops.
10. Slide fasteners.
11. Sponges, marine and loofa.
12. Textile fibers (animal, vegetable, or synthetic, including curled istle) and products made primarily from textile fibers or textiles. This order does not apply to fabrics after they have been coated, or impregnated, fire hose, fire hose jackets, sisal processors' mill waste or sisal bagasse. M-85, M-317, M-388C.
13. Steel tacks (except thumb tacks).
14. Synthetic rubber thread and products made therefrom.

(b) *How ratings must be applied and extended.* (1) Priorities Regulation 3 states rules and restrictions on the use of all preference ratings. When a rating is used, the standard certification described in Priorities Regulation 7 or the certification described in Priorities Regulation 3 must be put on a purchase order for a Schedule A item. In addition,

the purchaser must use one of the following applicable certifications (with the blanks properly filled in):

(i) If the rating is assigned by an order listed on Schedule A, the special certification, if any, required by that order shall be added.

(ii) If the rating is assigned by an order listed on Schedule A, but the listed order does not require a special certification, the following shall be added:

This rating is assigned by Order -----  
[Insert number of order listed opposite the item on Schedule A.]

(iii) If the rating is assigned through the Foreign Economic Administration, the following shall be added:

This rating is assigned in connection with Export License No. ----- or Release Certificate No. -----  
[Insert license or release certificate number.]

(iv) In all other cases the following shall be added:

This rating can be used under M-328.

(2) No rating permitted by paragraph (a) (1), (a) (3) or (a) (4) above, which is applied to get a Schedule A item, shall be extended for any other Schedule A item. However, in the case of ratings permitted by paragraph (a) (1), the rating may be extended if the form or letter specifically permits the extension of the rating for and fully describes the other Schedule A item. (For example, a rating which is applied to get fabric may not be extended to get yarn, except that in a case where the rating is permitted by paragraph (a) (1), the rating may be extended if the form or letter states that it may and also states the specific quantity, count, etc. The rating may also be extended for yarn if the fabric is for an Army, Navy, Maritime Commission or War Shipping Administration (including marine distributors pursuant to authorization by the Maritime Commission on Form WPB-646) order, as permitted by paragraph (a) (2). A rating permitted by paragraph (a) (3) may also be extended if the particular order specified after the item on Schedule A specifically permits extension. (For example, Order M-388C specifically permits extension of the ratings assigned thereunder). This paragraph shall not prevent the extension of a rating for finished fabrics to get fabrics in the gray state.

(c) *Specific directives.* The war Production Board may issue specific directions to individual producers or processors of items listed in Schedule A, with respect to the production, fabrication, processing or delivery of items to meet particular military or civilian requirements, and no producer or processor shall produce, fabricate, process, deliver or accept delivery contrary to directions.

(d) *Equitable distribution.* (This paragraph does not apply to sales by retailers, inasmuch as the Fair Distribution Policy for retailers is defined in Declaration of Policy of July 15, 1943.) Preference ratings are given to certain orders to further the war program. It is the policy of the War Production Board that items listed in Schedule A not re-

quired to fill rated orders shall be distributed equitably. In making such distribution due regard should be given to essential civilian needs, and there should be no discrimination in the acceptance or filing of orders as between persons who meet the seller's regularly established prices and terms of sale or payment.

Under this policy every seller of the items, so far as practicable, should make available an equitable proportion of his merchandise to his customers periodically, without prejudice because of their size, location or relationship as affiliated outlets.

It is not the intention to interfere with established channels and methods of distribution unless necessary to meet war or essential civilian needs. If voluntary observance of the policy outlined is inadequate to achieve equitable distribution, the War Production Board may issue specific directions to named concerns. A failure to comply with a specific direction shall be deemed a violation.

(e) *Rejects, over-runs and seconds—*

(1) *Definitions.* "Reject" means a Schedule A item which was obtained with priorities assistance or a Schedule A item into which material obtained with priorities assistance has been incorporated and which cannot be used for the purpose for which the priorities assistance was given. The term includes seconds and over-runs, but does not include waste, scrap or cuttings normally generated in a manufacturing process.

"Priorities assistance" means a preference rating, allocation, specific direction, CMP allotment, or any other action of the War Production Board used to obtain a material or product.

(2) *No one may purposely make a reject.* No manufacturer, processor or converter shall manufacture, process or order any product on Schedule A which he knows or should know will be a reject. This paragraph does not prohibit the production of seconds, over-runs or by-products to the extent that they are unavoidable in the manufacturer's operations.

(3) *Restrictions on the disposition and use of rejects.* The following rules govern the disposition and use of rejects, regardless of § 944.11 of Priorities Regulation 1:

(i) No manufacturer, processor or converter shall dispose of or use a reject listed on Schedule B, and no one shall accept delivery of such a reject, except as permitted by that schedule;

(ii) Subject to all restrictions contained in other orders of the War Production Board, any reject listed on Schedule A, but not listed on Schedule B, may be disposed of for use in the United States or to fill a rated order, or may be used for any purpose by the holder of the reject;

(iii) In any event, "special sales" (as defined in Priorities Regulation 13) of rejects may be made only in accordance with the provisions of Priorities Regulation 13.

(4) *How to get needed permission to dispose of a reject.* Any manufacturer who under the terms of this order needs specific permission to dispose of a reject may apply by letter to the War Production Board.



tion Board stating (where applicable) the number of the contract, the amount of material to be produced under it, the kinds of such material, a detailed statement of quantities and kinds of rejects, a copy of the rejection, and a statement of the efforts he has made to dispose of the rejects to the buyer. If the War Production Board decides he ought to be allowed to dispose of the reject, it will give him specific instructions.

(5) *Effect of specific instructions on disposition.* The War Production Board may issue specific instructions in writing to anyone respecting the use and disposition of rejects. These instructions may relate to rejects not yet manufactured on the date of their issuance. They must be obeyed even if they conflict with other provisions of this order.

(6) *Reports.* Manufacturers of textile, clothing and leather products shall report their rejects at such times and in such manner as the War Production Board may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(7) *Records.* All persons affected by this order shall keep for at least two (2) years records showing the quantities and kinds of rejects produced by them and the disposition thereof.

**SCHEDULE B—REJECTS WHICH MAY BE DELIVERED ONLY ON SPECIFIC AUTHORIZATION OF THE WAR PRODUCTION BOARD**

The following types of rejects may be sold or used by the holder of the reject on an order bearing a preference rating; otherwise the holder must apply for specific authorization of the War Production Board to sell or use the reject:

Manila, agave and coir fibers, and products made primarily therefrom.

Materials obtained with priorities assistance assigned by or under Conservation Orders M-317, M-317A, M-328B, M-388, M-388A, M-388B or M-388C, or schedules, supplements or directions to any of such orders.

The following types of rejects may be sold or used by the holder of the reject only on specific authorization of the War Production Board:

NOTE: "Equipage \* \* \*" and "Feathers \* \* \*" deleted Aug. 24, 1945.

Kapok.

Tanning materials, vegetable.

NOTE: Regarding the disposition of reject hides, skins, furs and leather and products made primarily therefrom, see paragraphs (b) (3), (b) (4), and (b) (5) of Conservation Order M-310.

[Schedule C deleted Jan. 4, 1945.]

(f) *Exceptions from restrictions on "cutbacks" or terminations.* The War Production Board in any case where it finds that, by reason of cut-backs or terminations of Government contracts or subcontracts, compliance with any restriction on the manufacture, use, sale or delivery of any item on Schedule A would cause a loss of production or interfere with the filling of civilian orders, may grant temporary exceptions from such restriction.

(g) *Miscellaneous provisions—(1) Applicability of regulations.* Except as otherwise provided herein, this order and all transactions affected thereby are subject to all applicable regulations of the War Production Board as amended from time to time.

(2) *Violations and false statements.* Any person who wilfully violates any provision of this order, or who in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(3) *Communications.* All reports to be filed hereunder and communications concerning this order shall, unless otherwise directed, be addressed to the War Production Board, Textile, Clothing and Leather Bureau, Washington 25, D. C., Ref: M-328.

(4) *Appeals.* (i) Any appeal from the provision of paragraphs (c), (d) or (e) of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from, and stating fully the grounds of the appeal.

(ii) An appeal for suspension of a production direction dealing with an item on Schedule A may be made (whether or not such direction is issued under this order) on the ground that compliance with the action will result in production at a loss: *Provided*, That an application for price relief on that ground is first filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy is filed with the WPB appeal. If the WPB appeal is granted, requirements of a direction for increases above current production will be suspended until the decision of the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(iii) No direction or order relating to items on Schedule A (whether or not it refers to M-328) shall be deemed to require the furnishing of materials or facilities to the War Production Board. If a direction requires the furnishing of materials or facilities to a contracting agency or to a war contractor, or the production of a specified amount of a material or product, or restricts all or a part of a person's production or inventory to specified purposes, and if the person affected cannot get firm orders to cover the materials, facilities, production or inventory involved, he may appeal, and the War Production Board will grant appropriate relief.

(5) *Reports.* Every person shall execute and file with the War Production Board such reports and questionnaires as it shall from time to time request with respect to items listed on Schedule A, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 24th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

**INTERPRETATION I**

**RATINGS FOR TWINE AND WRAPPING MATERIALS**

Ratings for twine and other materials on Schedule A of M-328 used for wrapping must conform to the conditions specified in paragraph (a) of the order to be valid.

Such materials used to wrap products are not incorporated into the product which is wrapped. Therefore, a rating which can be used to get material to be incorporated into a product cannot be used to get twine with which to wrap the product even though the product is going to be delivered to one of the Government agencies mentioned in paragraph (a) (2). (Issued March 23, 1944)

[F. R. Doc. 45-15843; Filed, Aug. 24, 1945; 4:29 p. m.]

**Chapter XI—Office of Price Administration**

**PART 1445—LIVESTOCK**

[MPR 469, Amdt. 14]

**LIVE HOGS**

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 469 is amended by changing the ceiling price listed in Schedule I of section 13, Appendix A, for Newport, Minnesota to read "14.55".

This amendment shall become effective August 23, 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

Approved: August 21, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15745; Filed, Aug. 23, 1945; 4:51 p. m.]

**PART 1499—COMMODITIES AND SERVICES**

[MPR 188, Amdt. 67]

**INDUSTRY-WIDE ADJUSTMENTS FOR RECONVERSION PRODUCTS**

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 188 is amended in the following respect:

A new § 1499.159e is added to read as follows:

§ 1499.159e *Industry-wide adjustments for reconversion products.* Special pricing provisions applicable to particular products may be established by orders issued under this section when, with respect to the product, the Administrator finds:

(a) That in 1944 its production was approximately one-half or less of its pro-



duction in its last representative period of peacetime production;

(b) That this reduction in dollar volume resulted from (1) governmental restrictions on the manufacture of products or on the use of materials, facilities, or manpower, or (2) the use of facilities for the production of war goods, or (3) other direct needs of the war effort; and

(c) That because of change in government restrictions or in the needs of the war program, manufacturers of the product generally are able to begin or to increase substantially the production of the product line.

If, in the judgment of the Administrator, the purposes of this section will be effectuated, as to a particular product, without any special pricing provisions, an order under this section will not be issued with respect to that product even though the above findings could be made as to it.

Orders under this section will, generally, authorize industry-wide increases in the established maximum prices of manufacturers in those industries, based upon surveys conducted by the Price Administrator, either upon the request of the particular industry or upon his own motion. Those orders will establish adjusted maximum prices or methods of determining such prices by the use of price increase factors. Where, however, in the judgment of the Price Administrator, the use of an industry-wide factor will, by reason of the diversity in the products made by the member firms, the wide variation in cost experience among them, or other reasons, be an inequitable and inappropriate means of establishing reconversion prices, he may provide for the calculation and application of individual price increase factors.

Broadly stated, the new maximum prices will represent costs experienced during the last period of normal production adjusted for subsequent lawful changes in the level of materials prices and in basic wage rate schedules of factory workers, plus the industry's average peacetime profit margin over cost. Changes in materials prices may be measured by materials cost increase factors, determined by the Administrator, in those cases where such action may be necessary to eliminate temporary or artificial influences. In the case of an industry for which the Administrator has decided that price increase factors should be determined and applied for each firm, the profit element in each increase factor will be the firm's own base period profit margin or one-half the industry's average peacetime margin, whichever is the higher.

Orders issued under this section may also modify or supersede the provisions of Maximum Price Regulation No. 188, with respect to the establishment of maximum prices, if, on the basis of the particular characteristics of the industry involved, the Administrator finds that another method of price determination will effectuate the purposes of this regulation better than the general pricing provisions of the regulation. In addition, those orders may establish new maximum prices or a method of determining

new maximum prices for sales by persons other than manufacturers which will supersede maximum prices fixed by other regulations for such sales and which will be consistent with the standards applied by the Office of Price Administration for the reasonable absorption of necessary cost increases.

Orders issued under this section will not ordinarily reduce higher maximum prices which manufacturers have previously established in accordance with the applicable provisions.

A manufacturer of a product covered by an order issued under this section may not obtain an adjustment of his maximum prices under any adjustment provision other than Supplementary Orders Nos. 118 and 119, unless the adjustment provision itself or the order issued under this section covering his product expressly provides otherwise. This rule does not apply, however, to any adjustment which may be made in accordance with Procedural Regulation No. 6 with respect to any Government contract or subcontract thereunder, for the sale of a commodity essential to the war program.

Small volume manufacturers may use as their new maximum prices those which they calculate under Supplementary Order No. 118, and general orders issued pursuant thereto, if the maximum prices so calculated are higher than maximum prices set under orders issued under this section. Any other manufacturer may apply for an individual adjustment under Supplementary Order No. 119 if, after the adjustment authorized for his industry by an order under this section, his maximum price still continues eligible for adjustment in accordance with the provisions of that supplementary order.

Orders issued under this section may require a manufacturer to arrange the production and distribution of his products so that they will be representative of his production and distribution in a specified past period for goods in a particular category. The Administrator may also require authorized price increases to be applied among articles or price lines in a manner consistent with the need, under the stabilization program, to maintain the production of lower-priced articles.

This amendment shall become effective August 23, 1945.

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

For the reasons set forth in the accompanying Statement of Considerations and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328 and 9599, I find that the issuance of this amendment to Maximum Price Regulation No. 188 is necessary to aid in the effective prosecution of the war.

THOMAS I. EMERSON,  
Acting Director of  
Economic Stabilization.

[F. R. Doc. 45-15744; Filed, Aug. 23, 1945; 4:51 p. m.]

# PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RO 1A, Amdt. 109]

## TIRES, TUBES, RECAPPING AND CAMELBACK

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Ration Order No. 1A is amended in the following respects:

1. Sections 1315.201 (a) (3), (4), (6), (10), (16), (20), (25), (26), (45) and (49), and §§ 1315.303 (c), 1315.305, 1315.308, 1315.702, 1315.703 and 1315.704 are revoked.

2. Section 1315.201 (a) (44) is amended to read as follows:

(44) "Truck tire board" means a Board to which a District Director has assigned a quota of truck tires.

3. Section 1315.307 (a) (1) is amended by deleting the phrase "there must be adequate space to store, for a thirty day period, all inspected tires which must be held at the station;"

4. Section 1315.401 (c) is amended to read as follows:

(c) *Basis for Board consideration.* The Board may delay action on an application filed by an eligible person until it is satisfied that its approval of such application will not deprive more essential applicants of certificates by reason of inadequate quotas. If the Board has before it applications from persons eligible for tires, which in its judgment satisfy all the conditions of this Order but which together call for the issuance of certificates for tires, in excess of the applicable quota of the Board, the Board, in determining which of the competing needs are to be satisfied, shall be governed by the relative importance to the civilian economy, public safety, and public health, of the operation of a vehicle in one use as compared to the importance of the operation of a vehicle in another use. The Board shall base its determination upon the application for a certificate and all other information which comes to its knowledge. The Board shall at all times serve the objectives sought to be accomplished by the tire rationing program and allot certificates for the most vital civilian uses.

5. Section 1315.551 is revoked and a new § 1315.551 is added to read as follows:

§ 1315.551 *Increases in dealers' inventories.* (a) A person who is engaged in the business of selling tires or who intends in good faith to engage in that business may apply by letter to the District Director serving the area where his establishment is, or will be, located for an increase in his inventory of Grade I tires or for an initial allotment of Grade I tires. He shall state his name and address; the name and address of the establishment; whether he was engaged in the tire business at that establishment on June 30, 1945 and if he was not a



dealer on that date, the date on which he became a dealer there. If he was a dealer on June 30, 1945 he shall enclose his copy of OPA Form R-71 filed for the establishment with his letter of application. If he became a dealer after June 30, 1945, he shall state his inventory on August 31, 1945, of Grade I passenger tires and Grade I truck tires (by cross-section size groups 7.50 and smaller and 8.25 and larger), including the number of each of such tires called for on replenishment portions of certificates and receipts available to him.

An applicant who wants fewer passenger tires than the maximum number to which he is entitled under paragraph (c) shall state the number of passenger tires to be issued to him. An applicant who wants an increase in his Grade I truck tire inventory or an allotment of Grade I truck tires shall state so specifically, and the number he wants, if it is less than the maximum allowable to him under paragraph (c).

(b) Only one application for an establishment may be filed for each type of cross-section size group of tires under this Section. A District Director may not grant an increase of inventory under this Section to any establishment which has already received an increase in inventory under § 1315.552.

(c) If a District Director finds that the statements made in the application are true and that the application satisfies the requirements of this section he may issue certificates in the name of the applicant, as follows:

(1) If the applicant was engaged in the tire business on June 30, 1945, fifty percent of the number of passenger tires, truck tires 7.50 and smaller or truck tires 8.25 and larger shown on line 6 of OPA Form R-71 filed for the establishment, except that if these figures are less than 13, 8 or 4 respectively, the District Director may issue certificates for the number of tires required to give the applicant 20 passenger tires, 12 truck tires 7.50 and smaller or 6 truck tires 8.25 and larger;

(2) If the applicant became a dealer after June 30, 1945, fifty percent of the inventory of passenger tires, truck tires 7.50 and smaller or truck tires 8.25 and larger which he reported on his application as his August 31, 1945 inventory or the establishment, except that if these figures are less than 13, 8 or 4 respectively, the District Director may issue certificates for the number of tires required to give the applicant 20 passenger tires, 12 truck tires 7.50 and smaller or 6 truck tires 8.25 and larger;

(3) If the applicant intends in good faith to become a dealer, 20 passenger tires, 12 truck tires 7.50 and smaller or 6 truck tires 8.25 and larger

6. Section 1315.552 (d) is amended by substituting the figure "60" for the figure "90".

7. Section 1315.610 (b) is amended to read as follows:

(b) *Replaced tires to be turned in.* (1) If the certificate (other than a certificate for truck tires issued prior to September 1, 1945) indicates that a tire being replaced must be turned in, the applicant shall, before acquiring from a

dealer or manufacturer, any tire in exchange for the certificate, turn in the tire to be replaced to such dealer or manufacturer, except in the case of purchase by mail or tires withdrawn from a public warehouse. In such cases, the applicant shall deliver the replaced tires to a dealer or manufacturer within five days after the acquisition of the replacement. The provisions of this subparagraph shall not apply to a State, local or foreign government, or the Federal Government, or any department or agency of any such government prohibited by law to make such disposition;

(2) A consumer who acquires tires from the Office of Surplus Property of the Department of Commerce shall turn in the tires to be replaced to a dealer or manufacturer. If the replaced tires were held at a Central Truck Tire Inspection Station or an Official Truck and Passenger Tire Inspection Station, the consumer shall turn them in within five days from the date he acquired them from such station.

8. Section 1315.611 (a) is amended to read as follows:

(a) *Turn-in of tire prerequisite to transfer.* If the applicant is required to turn in a tire, a dealer or manufacturer shall not transfer any tire pursuant to the certificate until he has acquired physical possession of the tire being replaced, except in the case of purchase by mail.

9. Section 1315.701 (a) is amended to read as follows:

(a) (1) *Inspection by certifying inspector.* No consumer may file an application for a certificate, and no such application shall be considered by a Board until an inspector has inspected the tire to be replaced, and has made the inspector's report required by OPA Form R-1 or, in the case of applications to replenish an emergency reserve, by OPA Form R-21 (in duplicate).

(2) *Disposal of tires by emergency reserve applicants.* The inspector shall, on OPA Form R-21, authorize emergency reserve applicants to transfer to a dealer or manufacturer the tires he has found to be unrepairable or unrecappable. An emergency reserve applicant shall file with his Board his application on OPA Form R-19 and the certification of an inspector on OPA Form R-21 with proof made thereon of the transfer of the unrepairable or unrecappable tires to a dealer or manufacturer. The dealer or manufacturer to whom the tires are transferred shall retain a copy of OPA Form R-21 as a record.

10. In § 1315.804 (c) (3) the phrase "any dealer, manufacturer or the Office of Surplus Property may" is substituted for the phrase "any dealer or manufacturer may".

11. Section 1315.806 (m) is amended to read as follows:

(m) *Mounting of original equipment.* A manufacturer of vehicles or equipment may mount rationed tires as original equipment only upon the running wheels of a vehicle or piece of equipment made by him. Authorization to mount tires

for original equipment purposes is subject, however, to any prohibitions of the War Production Board with respect to mounting tires on vehicles or equipment. (With respect to passenger automobiles, the prohibition in this paragraph against mounting a spare tire as original equipment is a continuation of the same prohibition in the former WPB Order L-2-g).

12. Section 1315.806 (q) (2) is amended to read as follows:

(2) Transfer Grade I tires to a manufacturer. Transfers made under this subparagraph during any month shall be reported by the 15th of the following month to the Tire Rationing Branch, Office of Price Administration, Washington, D. C. The report shall give, by size and type, the number of tires transferred.

13. The fourth paragraph of § 1315.1003 (a) (2) is amended to read as follows:

The replenishment portions of certificates or receipts transferred to the Office of Surplus Property of the Department of Commerce by a consumer, dealer or sectional warehouse shall be forwarded by it to such offices as are designated by the Office of Price Administration, within twenty days after the end of the month in which the transfer of the tires called for thereon occurred.

This amendment shall become effective September 1, 1945.

(Pub. Law 671, 76th Cong. as amended by Pub. Laws 89, 421, and 507, 77th Cong.; E.O. 9125, 7 F.R. 2719, issued April 7, 1942, WPB Dir. No. 1, 7 F.R. 562, Supp. Dir. No. 1Q, 7 F.R. 9121)

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15845; Filed, Aug. 24, 1945; 4:32 p. m.]

#### PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 389, Amdt. 20]

#### CEILING PRICES FOR CERTAIN SAUSAGE ITEMS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 389 is amended in the following respects:

1. Subparagraph (1) of section 2 (a) is amended to read as follows:

(1) The ceiling price for each of the following products shall be determined as provided in paragraph (a) (2) of this section: the customary types of dry (hard) and semi-dry (soft) sausage other than those types for which dollar-

\* 10 F.R. 6949.



and-cents prices are established in section 12 (a) of this regulation upon the basis of specifications defined in section 13; scrapple; sulze or souze; pork roll made from skeletal pork only, which has a yield not in excess of 95 percent and a fat content not in excess of 15 percent; ham roll made from boneless ham only, which has a yield not in excess of 95 percent and a fat content not in excess of 15 percent; lunch roll or lunch roll sausage made from pork only, which has a yield not in excess of 98 percent and a fat content not in excess of 15 percent; pudding containing less than 30 percent livers; head cheese; blood sausage; blood and tongue sausage; tongue roll; tongue loaf; tongue salad; fresh thuringer, containing pork, beef or veal; bockwurst, fresh or scalded, containing pork, beef or veal; fresh Italian or fresh Polish sausage which is made of pork, which has a fat content not in excess of 30 percent, which has a yield not in excess of 100 percent and which contains no extender; smoked mettwurst; chili con carne; roast or cooked beef loaf; corned beef loaf; jellied corned beef; goose liver style sausage containing tongues, sweetbreads and pistachio nuts; imitation or mock chicken loaf; and all sausage or sausage products sold or delivered to a canner for the manufacture of canned sausage for a war procurement agency.

2. Paragraph (b) of section 6 is deleted and paragraph (c) of section 6 is redesignated paragraph (b).

3. Section 12 (a) is amended by changing Item 1 in the price schedule to read as follows:

Item	Type 1	Type 2	Type 3
	Pork	Meat; by-products; cereal to 3 1/2%	Meat; by-products; cereal over 3 1/2%
Kind of sausage and kind of casing:			
1. Pork or breakfast sausage:			
(i) Fresh:			
Sheep casings (S. C.)	\$31.00	\$25.50	\$20.50
Hog casings (H. C.)	28.00	22.50	17.50
Artificial casings (A. C.) or sealed heavy cardboard waxed cups, 1 lb. each or less	26.50	21.00	16.00
Cardboard cartons or sealed packages of moisture resistant paper, 1 lb. each or less	25.50	20.00	13.00
Bulk	24.50	19.00	12.00
(ii) Smoked:			
Hog casings (H. C.) or skinless	31.75	27.50	21.00
Artificial casings (A. C.)	31.25	27.00	20.50
Beef rounds (B. C.)		25.00	18.50

4. Subparagraph (1) of section 12 (c) is amended to read as follows:

(1) *Selling costs.* One of the following amounts may be added to cover the cost of selling:

- (i) On sales other than to retailers, purveyors of meals, ship operators, operators of lake vessels, and other manufacturers of sausage; \$0.50 per cwt.
- (ii) On sales, other than peddler truck sales, to retailers and purveyors of meals by sellers who are not hotel supply houses or ship chandlers; \$1.50 per cwt.
- (iii) On peddler truck sales involving a delivery of not more than 75 pounds of

sausage and not more than 250 pounds of meats and meat products in any one day to any buyer's store door, the seller may add one of the following:

(a) If the sale is made by a person described in subdivision (i) of the definition of "peddler truck sale" in section 13 (a) to retailers and purveyors of meals located in Zone 9 North of the Potomac River; \$3.00 per cwt.

(b) If the sale is made other than as provided in the preceding part (a) of this subdivision (iii) to retailers and purveyors of meals; \$2.50 per cwt.

(iv) On peddler truck sales involving a delivery of more than 75 pounds of sausage and/or more than 250 pounds of meat and meat products in any one day to any buyer's store door, the seller may add for his combined selling expense and local delivery made by him on sales to retailers and purveyors of meals an amount not to exceed \$1.50 per cwt.

(v) On sales to purveyors of meals other than ship operators, by hotel supply houses; \$2.75 per cwt.

(vi) On sales made by a Great Lakes marine supplier to an operator of a lake vessel; \$3.50 per cwt.

(vii) On sales to ship operators by Group II ship chandlers; \$3.00 per cwt.

(viii) On sales to ship operators by hotel supply houses and Group I ship chandlers; \$2.25 per cwt.

5. Subparagraph (3) of section 12 (c) is amended to read as follows:

(3) *Packaging, boxing and freezing.*—  
(i) *Boxing and/or packaging.* The following amounts may be added for boxing and/or packaging:

Container	Net weight	Permitted addition per hundredweight	
		Kosher and all beef sausage	Other sausage
	Pounds		
Keg, brine on	25 or less	\$2.50	\$1.75
Keg, brine on	25 to 50	2.00	1.25
Keg, brine on	50 to 100	1.75	1.00
Barrel, brine on	100 to 200	1.50	.75
Tierce, brine on	Over 200	1.00	.25
Wood box	All weights	.50	
Fiber box	All weights	.25	

For Type 1 fresh pork sausage in sheep casings packaged in one-pound paper cartons; \$1.00.

(ii) For freezing at the request of the buyer, only if the buyer is a war procurement agency, licensed ship supplier or ship operator, the seller may add \$0.35 per cwt.

(iii) For packing in nailed solid wood boxes, net weight 60 pounds or less, at the request of the buyer, only if the buyer is a war procurement agency, the seller may add \$1.20 per cwt.

6. Paragraph (a) of section 13 is amended by changing the definition of "peddler truck sale" to read as follows:

"Peddler truck sale" means a sale of sausage from stock carried in a truck where the seller's first record of the transaction is made concurrently with the delivery of the products sold, except that prior orders may be taken by the driver of a truck who conducts his meat selling operations in accordance with the provisions of subdivision (i) of this definition. Peddler truck sales may be made:

(i) By a person who purchases sausage from a seller with whom he has no other

financial affiliation or relationship; who takes delivery at his supplier's place of business, at a railroad unloading point or at a truck unloading point; and who does not sell or deal in meat in any manner other than to make sales out of a truck which he either owns or rents, and which, if rented, has been used or replaces one which has been used by him for making such sales of meat since October 1, 1944; or

(ii) By a driver-salesman who makes all his sales of meat out of stock carried in a truck driven by him but owned by a person who used such truck (or the truck which it replaces) exclusively insofar as meat was transported therein or sold therefrom, for making this type of sale, during the month of March 1942.

7. The definition for "Type 2 fresh pork sausage" in section 13 (d) is amended by changing the words enclosed in quotation marks to read as follows: "Type 1 fresh pork sausage"

8. The definition for "Type 3 fresh breakfast sausage" in section 13 (d) is amended by changing the words enclosed in quotation marks to read as follows: "Type 2 fresh breakfast sausage"

9. The definition for "Type 4 fresh breakfast sausage" in section 13 (d) is amended by changing the words enclosed in quotation marks to read as follows: "Type 3 fresh breakfast sausage"

10. The definition of "Type 2 smoked pork sausage" in section 13 (d) is amended by changing the words enclosed in quotation marks to read as follows: "Type 1 smoked pork sausage"

11. The definition of "Type 3 smoked sausage" in section 13 (d) is amended to read as follows:

"Type 2 smoked sausage" means sausage made from the same meat and meat by-product ingredients as permitted in Type 2 fresh breakfast sausage, but cured before or during processing, stuffed in hog casings, beef rounds or artificial casings. It shall have a fat content not in excess of 45%, and a yield not in excess of 90%, and it may contain extender not exceeding 3 1/2% of the finished weight.

12. The definition for "Type 4 smoked sausage" in section 13 (d) is amended by changing the words enclosed in quotation marks to read as follows: "Type 3 smoked sausage"

13. The definition for "special type chopped pork" in paragraph (h) of section 13 is amended by changing the parenthetical note included therein to read as follows:

[NOTE: This item may be produced only by persons falling into the following classes: (i) those sausage manufacturers who produced pork sausage conforming to the foregoing specifications, during the year 1944, and (ii) those sausage manufacturers who produced pork sausage conforming to all of the foregoing specifications, except the packaging and labelling requirements, during the year 1944, but who commenced to conform to all specifications prior to January 1, 1945, and who have received written authority from the Administrator of the Office of Price Administration, Washington, D. C., to produce and sell "special type chopped pork" following written application for such authority. The application must set forth in detail all facts necessary to prove to the Administrator's satisfaction that such prod-



uct was produced and sold during 1944 and that the volumes of production and sale during that period were the amounts stated in such application. The application also must be accompanied by the signed statement of an inspector of the Meat Inspection Division of the War Food Administration, or its successor in authority, indicating that to his personal knowledge the applicant produced a sausage product during 1944 which met the ingredient specifications of "special type chopped pork"; and by the signed statement of one or more persons qualified to make such statements corroborating the applicant's allegations concerning the volumes of production and sale of such product during the year 1944. In no event shall the authorized volume of production during any current year exceed the total weight of this product sold by the manufacturer during the year 1944. See section 6 (c).]

This amendment shall become effective August 30, 1945.

NOTE: The reporting provisions of this amendment has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of August 1945.

CHESTER BOWLES,  
Administrator.

Approved August 18, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15878; Filed, Aug. 25, 1945;  
11:54 a. m.]

#### PART 1340—FUEL

[MPR 120, Amdt. 148]

#### BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 120 is hereby amended in the following respect: Section 1340.210 (a) (10) (iii) is deleted.

This amendment shall become effective August 25, 1945.

Issued this 25th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15880; Filed, Aug. 25, 1945;  
11:57 a. m.]

#### PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMFR 136, Amdt. 9]

#### MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects: Section 2 (c) is amended to read as follows:

(c) *Installation or erection services.* Where a person sells an unused product

covered by this regulation, and also furnishes the services required to incorporate that product into a building, structure or construction project, the maximum price for the sale of the product must be determined under this regulation and the maximum price for the installation or erection services must be determined under Revised Maximum Price Regulation 251 (Construction Services and Sales of Installed Building Materials). In the case of a sale, the price of the product need not be billed or invoiced separately, but the seller shall maintain records of the price of the product pursuant to section 24 (a) of this regulation, and of the price for the installation services pursuant to section 15 (a) of Revised Maximum Price Regulation 251. All such records shall be available for inspection by the representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. Note that the sale of the second-hand products on an installed or erected basis is covered by section 12 of this regulation.

This amendment shall become effective August 30, 1945.

Issued this 25th day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15879; Filed, Aug. 25, 1945;  
11:56 a. m.]

#### PART 1418—TERRITORIES AND POSSESSIONS

[2d Rev. MPR 183, Amdt. 5]

#### MISCELLANEOUS COMMODITIES IN PUERTO RICO

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 183 is amended in the following respects:

1. Section 2.3 is amended to read as follows:

SEC. 2.3 *Yellow Pine, Douglas Fir, Oak and Gum Lumber.* (a) The maximum prices for yellow pine, Douglas fir, oak and gum lumber sold to an ultimate consumer shall be determined by adding to the corresponding last reported "weighted average direct cost", as computed under paragraph (1) (ii), (1) (iii) or (1) (iv) below, as the case may be, a markup which regardless of the number of dealers or distributors handling the lumber shall not exceed \$12.50 per thousand board feet plus actual transportation costs from the pier to the point at which the ultimate consumer receives delivery.

The transportation costs may not exceed the customary carrier charge for a similar shipment, whether such transportation is accomplished thru a common or contract carrier or by the seller.

(1) Every seller of such lumber shall file with the Territorial Office of Price

Administration, at San Juan, Puerto Rico, a statement setting forth:

(i) The "direct cost to the importer" (as defined in section 1.14 (a) (6)) of each shipment which comprises the stock and the kind of lumber and amount in board feet in stock for each such shipment.

(ii) The "weighted average direct cost" of all lumber in stock (except yellow pine in the grades of B and better) imported from the Continental United States.

(iii) The "weighted average direct cost" of all yellow pine in the grades of B and better imported from the Continental United States.

(iv) The "weighted average direct cost" of all lumber in stock not imported from the Continental United States.

(b) The statement required by paragraph (a) (1) above shall be accompanied by copies of all invoices (received from his supplier by the seller submitting such statement) which cover the seller's purchases of lumber in the stock reported.

(c) Within 5 days after the seller receives a shipment of lumber, not included in the said statement, he shall file with the same office a supplementary statement showing in detail the "direct cost to the importer" therefor and the manner in which he has computed his new "weighted average direct cost".

(d) No person may sell any lumber unless he has first appropriately computed his weighted average direct cost and complied with the record-keeping and reporting requirements of this section.

(e) Each purchaser of yellow pine, Douglas fir, oak or gum lumber shall be supplied with an invoice stating the name and address of the seller, the date of the sale, a description of the lumber, including the quantity sold, the seller's weighted average direct cost for such lumber, transportation charges and markup added. Copies of all such invoices shall be kept for inspection by the OPA for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect.

(f) The maximum prices established by this section are gross prices to which no additional charges of any kind may be added.

(g) *Definitions:* When used in this section the term:

(1) "Ultimate consumer" means and includes the United States Government, the Insular Government, the agencies or instrumentalities of either, contractors, builders, and any person who purchases lumber for use rather than for resale.

(2) "Lumber" means yellow pine, Douglas fir, oak and gum lumber.

2. Section 4.7 (d) is amended by changing the price of one item to read as follows:

(d) *Chocolate.*

	Case of—	Price at whole-sale	Retail price (per unit)
Chocofan.....	48/7 oz. pkg.....	\$9.70	\$0.24

<sup>1</sup> 10 F. R. 7635, 8933, 9223, 9227.



3. Section 4.9 (f) is amended by adding footnote 1 to read as follows:

<sup>1</sup> Exemptions: Hatching eggs are exempt when sold by producers to buyers other than food dealers or consumers.

4. Section 4.9 (g) is amended by adding footnote 1 to read as follows:

<sup>1</sup> Exemptions: Breeding poultry are exempt when sold by producers to buyers other than food dealers or consumers.

5. Section 4.10 (b) (1) is amended to read as follows:

(b) *Oils (edible).*

Items and brands	Case of—	Price to wholesaler	Price at wholesale	Retail price (per unit)
(i) Olive:				
(i) Imported: <sup>1,2</sup>				
All brands, in glass containers.	24/1½ oz. ....		\$2.85	\$0.15
	24/1¾ oz. ....		3.30	.17
	24/2 oz. ....		3.70	.19
	24/3 oz. ....		5.10	.26
	24/4 oz. ....		6.55	.34
	24/6 oz. ....		9.65	.50
	24/8 oz. ....		12.50	.65
	24/32 oz. ....		46.00	2.33
	12½ gal. ....		44.30	4.43
	6/1 gal. ....		43.00	8.60
All brands, in metal containers.	24/8 oz. ....		12.10	.63
	24/16 oz. ....		23.80	1.24
	24/32 oz. ....		45.00	2.25
	12½ gal. ....		44.30	4.43
	6/1 gal. ....		43.00	8.60
(ii) Domestic or a blend of domestic and imported: <sup>2,3</sup>				
All brands, in glass containers:	24/1¾ oz. ....		3.10	.16
	24/2 oz. ....		3.50	.18
	24/3 oz. ....		4.85	.25
	24/4 oz. ....		6.20	.32
	24/6 oz. ....		9.05	.47
	24/8 oz. ....		11.70	.61
	12/16 oz. ....		11.45	1.18
	12/32 oz. ....		21.75	2.26
	12½ gal. ....		40.00	4.00
	6/1 gal. ....		39.00	7.80
All brands, in metal containers.	24/8 oz. ....		11.25	.59
	12/16 oz. ....		10.75	1.12
	12/32 oz. ....		20.30	2.11
	12½ gal. ....		40.00	4.00
	6/1 gal. ....		39.00	7.80

<sup>1</sup> "Imported olive oil" as used in this paragraph means olive oil imported into the Continental United States or an oil crushed from olives which have been imported into the Continental United States.

<sup>2</sup> "Domestic olive oil" as used in this paragraph means olive oil crushed in the Continental United States from olives raised in the Continental United States.

<sup>3</sup> "Blend of domestic and imported olive oil" as used in this paragraph means olive oil prepared in the Continental United States as a mixture of imported and domestic olive oils.

<sup>4</sup> All importers in Puerto Rico of the olive oils included in this section, are required before delivery to mark (if not already marked) on the individual container, whether the oil is "Imported olive oil", "Domestic olive oil" or a "Blend of domestic and imported olive oil" as the terms are defined in this section. The information requested by this paragraph must be shown in a manner plainly visible.

6. Section 4.12 is amended by changing the prices of one item to read as follows:

Item and brand names	Case of—	Price to wholesaler	Price at wholesale	Retail price (per unit)
Kresto.....	288 pkgs. of 3 envelopes of 15 grams.		\$21.75	\$0.09 for pkg. of 3 envelopes.

7. Section 4.14 (b) is amended by deleting the item "Clovernook" in case of

24/12 oz. can from the column headed "Apple juice", and by changing the price of one item to read as follows:

(b) *Fruit juices and nectars.*

Items and brand names	Case of—	Price at wholesale	Retail price (per unit)
Apple Juice: Clovernook.	24/12 oz. glass.	\$2.95	\$0.15

8. Section 4.18 is amended: by deleting the item "Libby's: Deviled" in case of 24/ ¼ # (3 oz.) from the column headed "Ham"; by deleting the items "Armour's: Star Potted Meat" in case of 24/ 5½ oz. can and 48/ 3¼ oz. can, "Libby's: Potted Meat" in case of 36/ 5½ oz. and 48/ ¼ # (3¼ oz.), and "All brands: Pork Luncheon Meat" in case of 12/ 6# can and 48/ 12 oz. can from the column headed "Meat Products"; by deleting the items "Bologna (all brands): Gemco (Long), Gemco (Thick), Senrac (Long), Senrac (Thick)", "Liver (all brands): Fresh: Liverwurst", and "Liver (all brands): Smoked: Liverwurst" from the column headed "Sausages"; and by changing the prices of the following items under the column headed "Sausages" to read as follows:

Items and brand names	Case of—	Price at wholesale	Price at retail (per unit)
All brands, loose:			
H. C. or skinless, first grade.	Pound	\$0.3350	\$0.47
H. C. or skinless, second grade.	Pound	.3050	.43

9. Section 4.20 (b) is amended by adding subparagraph (7) to read as follows:

(7) *Flavors.*

Items and brand names	Case of—	Price at wholesale	Retail price (per unit)
Extracts:			
Almond:			
Sunbeam.....	12/2 oz. glass.....	\$4.00	\$0.43
Tropical.....	48/1½ oz. glass.....	11.50	.31
Lemon:			
Premier.....	12/2 oz. glass.....	4.35	.47
S & W.....	144/2 oz. glass.....	39.00	.35
Vanilla:			
Empress (Imitation).	36/4 oz. glass.....	2.15	.08
S & W.....	144/2 oz. glass.....	39.00	.35

10. Section 4.25 (a) is amended by deleting the item "Beans: All brands—Red Kidney" in case of 24/#2 can and adding a new item to read as follows:

(a) *Canned vegetables.*

Items and brand names	Case of—	Price at wholesale	Retail price (per unit)
Beans:			
Van Camps Red Kidney.....	24/#2.....	\$3.79	\$0.19

11. Section 4.25 (c) is amended by adding four items to read as follows:

(c) *Fresh vegetables.*

	Price at wholesale	Retail price
Plantains.....	Per 1,000 \$32.00	Each \$0.04
	Price at wholesale (per 100 lbs.)	Retail price (per pound)
Sweet potatoes.....	\$3.30	\$0.04
Yellow tanniers.....	5.00	.06
White tanniers.....	5.00	.06

12. Section 9.1 is amended by deleting the item "penicillin", by captioning the existing table "Table 1", and by adding Table 2 to read as follows:

Table 2.

Item	20° or less (per cubic foot)	21° to 32° inclusive (per cubic foot)	33° to 45° inclusive (per cubic foot)
Penicillin.....			\$0.106

13. Section 10.1 (b) is amended by changing the price of the item "Camay" toilet soap and by adding an item to read as follows:

Items and brand names	Case of—	Price at wholesale	Retail price (per unit)
Toilet: Camay.....	144/3¾ oz. ....	\$12.00	\$0.10
Laundry: Yellow.....	100/9¾ oz. cake....	5.75	.07

<sup>1,2</sup> for \$0.13.

14. Section 11.1 (c) (1) is amended to read as follows:

(1) The maximum price for a product which is not part of a job lot shall be the factory price, if purchased from a manufacturer, or the price charged by the contractor to the seller, if manufactured by a contractor for seller's account, plus actual cost of materials supplied by the seller, multiplied by:

Group	Sales at wholesale	Sales at retail
A.....	\$1.20	\$1.50
B.....	1.25	1.60
C.....	1.25	1.75

NOTE: The factory price may not exceed the maximum price established under the General Maximum Price Regulation or any other applicable OPA Regulation.

For the definition of the term "contractor" as used herein, see Article IX, section 9.2 of this regulation.

This amendment shall become effective August 30, 1945.

Issued this 25th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15681; Filed, Aug. 25, 1945; 11:58 a. m.]



## PART 1305—ADMINISTRATION

[Supp. Order 125, Amdt. 1]

## CHANGES IN REFERENCE TO CERTAIN GOVERNMENT CORPORATIONS AND AGENCIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 125 is amended in the following respects:

1. The title of the order is amended to read as follows: "Changes in reference to certain Government corporations and agencies."

2. Section 1305.153 is amended to read as follows:

§ 1305.153 *Changes in reference to certain Government corporations and agencies.* (a) Any reference in any regulation, order, or other document issued by the Office of Price Administration to any of the government corporations listed below shall be deemed to be a reference to the branch, section, or office of the Reconstruction Finance Corporation to which the functions, powers, duties and authority of such corporation have been transferred, unless the context of such reference clearly otherwise requires:

Defense Plant Corporation.  
Defense Supplies Corporation.  
Disaster Loan Corporation.  
Metals Reserve Company.  
Rubber Reserve Company.

(b) Any reference to the War Food Administration or Office of War Food Administrator in any regulation, order, or other document issued by the Office of Price Administration shall be deemed to be a reference to the branch, section, or office of the Department of Agriculture to which the functions, powers, duties and authority of the War Food Administrator have been transferred, unless the context of such reference clearly otherwise requires.

This amendment shall become effective August 24, 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15846; Filed, Aug. 24, 1945;  
4:32 p. m.]

## PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 535-1, Amdt. 2]

## INSULATION AND FELT CORDWOOD AND RELATED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 3 of Maximum Price Regulation 535-1, *Insulation and Felt Cordwood and Related Products*, is amended to read as follows:

<sup>1</sup> 9 F.R. 5306.

SEC. 3. *Items not listed.* The maximum price for insulation and felt cordwood produced in an area not listed and for related products not specifically priced may be determined by applying to the Lumber Branch, Office of Price Administration, Washington 25, D. C.

The application must contain the name and address of the buyer, the requested price, the end product to be manufactured, and a statement by the buyer that this requested price can be paid under the end product ceiling in effect at the date of the application. The requested price may be approved, modified or denied by the Administrator.

The standards used in establishing prices under this section will be:

(a) By comparison with the prices of products of the same kind in areas where conditions are most nearly comparable.

(b) By comparison with prices of products already listed similar in quality and cost of production to the product being priced.

This amendment shall become effective September 1, 1945.

Issued this 27th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15958; Filed, Aug. 27, 1945;  
11:26 a. m.]

## PART 1334—SUGAR

[MPR 16, Incl. Amdt. 1]

## RAW CANE SUGARS

This compilation of Maximum Price Regulation 16 includes Amendment 1, effective September 1, 1945. The text amended by Amendment 1 is underscored.

A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

## Sec.

1. Maximum prices for raw cane sugars established with prohibition of sales in violation.
2. Less than maximum prices.
3. Records and reports.
4. Enforcement.
5. Licensing.
6. Petitions for amendment.
7. Definitions.
8. Maximum prices for raw cane sugars.
9. Evasion.
10. Maximum prices as to transactions of the Commodity Credit Corporation.
11. Export maximum prices.
12. Adjustable pricing.

AUTHORITY: § 1334.1 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

<sup>1</sup> 10 F.R. 158.

<sup>2</sup> Statements of Considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

SECTION 1. *Maximum prices for raw cane sugars established with prohibition of sales in violation.* On and after August 14, 1941, or the effective date thereof as to any amendment to this regulation, regardless of any contract or other obligation

(a) No person shall sell, offer to sell, deliver or transfer raw cane sugar at a higher price than the maximum price established in this regulation.

(b) No person shall buy, offer to buy, import or receive in the course of trade or business raw cane sugar at a price higher than the maximum price established in this regulation.

(c) Maximum prices are established in this regulation on the gross basis specifying types and points of delivery. They include all commissions and other charges for such types up to such points. From them must be deducted any discounts customarily allowed in sales of raw cane sugar.

SEC. 2. *Less than maximum prices.* Lower prices than those set forth in section 8 may be charged, demanded, paid, or offered.

SEC. 3. *Records and reports.* Every seller who makes sales of raw cane sugars after the effective date of this regulation shall make and preserve for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a record of all sales made showing the quantity sold, terms of sale, price received, and name and address of the purchaser, as well as all records of the same kind as he customarily kept, relating to the prices which he charged for any of such items sold after the effective date of this regulation.

[Sec. 3 amended by Am. 1, effective 9-1-45]

SEC. 4. *Enforcement.* Persons violating any provisions of this Maximum Price Regulation 16 are subject to the criminal penalties, civil enforcement actions, and suits for damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 5. *Licensing.* The provisions of Licensing Order No. 1,<sup>3</sup> licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 6. *Petitions for amendment.* Any person seeking an amendment of any provision of this Maximum Price Regulation 16 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.<sup>4</sup>

<sup>3</sup> 8 F.R. 13240.

<sup>4</sup> 9 F.R. 10476, 13715.



SEC. 7. *Definitions.* When used in Maximum Price Regulation 16, the term:

(a) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(b) "Raw cane sugars" means any sugars which are principally of crystalline structure and which are to be further refined or improved in quality, and any sugars which are principally not of crystalline structure but which are to be further refined or otherwise improved in quality to produce any sugars principally of crystalline structure.

SEC. 8. *Maximum prices for raw cane sugars.* (a) (1) (i) The maximum price per pound for raw cane sugars from off-shore producing areas of 96 degrees polarization, duty paid, cost, insurance and freight, shall be 3.75 cents, for delivery at points at which deliveries have customarily been made by Commodity Credit Corporation for a particular refinery, or, if such deliveries have not customarily been made by Commodity Credit Corporation, then at receiving scales located at the refinery port.

(ii) If a buyer receives delivery of off-shore sugars elsewhere than at such points, the total cost to the buyer shall not exceed the specified maximum price applicable at the point where the buyer has customarily received deliveries from Commodity Credit Corporation or, if such deliveries have not customarily been made by the Commodity Credit Corporation, at the receiving scales located at the refinery port plus an amount equal to all charges that would have been incurred in moving the sugar over the customary route from such point to the buyer's refinery.

(2) Except, by contract, provision may be made for a maximum price to be:

(i) An amount which may be adjusted later, up to but not to exceed the maximum price in effect at the time of putting the raw sugar being priced by the contract into the refiner's melt, or

(ii) An average of the prices not to exceed an average of the maximum prices of raw cane sugar at the specified port of arrival which prevail during the period of the contract, or

(iii) A consideration which includes performance of services by the buyer, if the maximum prices specified above are lowered by an amount at least equal to the reasonable money value of such services to the seller; provided a copy of such contract and an explanation of the services are submitted to the Office of Price Administration, Washington, D. C., at least thirty days before the contract is to become effective. The Price Administrator may adjust the price set out in such contract by issuance of an order within thirty days after its receipt, otherwise it will be considered as complying with this regulation as to maximum prices.

(b) Maximum prices per pound for continental United States raw cane sugars of 96 degrees polarization shall be as follows:

(1) 3.75 cents per pound, f. o. b. conveyance for delivery to a refinery, less the per pound transportation charge at the published freight rate from the raw sugar mill to the refinery nearest freightwise to such raw sugar mill. The maximum delivered price to a refinery shall be the above f. o. b. price plus actual transportation cost from the selling raw sugar mill to the refinery processing such sugar.

(2) With respect to any sale of the sugars included in this paragraph (b):

(i) A contract may provide for averaging the prices during the season in accordance with the customary method: *Provided, That* (a) the average price for the season does not exceed a price obtained by averaging the maximum prices in effect during the season in accordance with such method; and (b) the season used in determining the average price commences not later than the date fixed by the United States Department of Agriculture pursuant to the Sugar Act of 1937, as amended, as the beginning of the sugarcane marketing season and terminates not later than the date fixed by the United States Department of Agriculture pursuant to said Act as the termination of said season.

(ii) A contract may provide for the payment of an adjusted price not to exceed the maximum price in effect at the time of arrival at the buyer's warehouse or place of business. In the event that more than one delivery is made pursuant to the same contract, the adjustment of the price and the payment thereof shall be made in respect to each delivery separately.

(c) *Adjustment for polarization.* Maximum prices specified herein shall be adjusted by making allowances per pound for each degree of polarization above or below 96 degrees (fractions of a degree in proportion) so that the maximum prices for the various tests shall not exceed the prices obtained by applying the method customarily used prior to August 14, 1941 for sugars of like test.

[Paragraph (c) amended by Am. 1, effective 9-1-45]

SEC. 9. *Evasion.* The price limitations established by Maximum Price Regulation 16 shall not be evaded whether by direct or indirect methods in connection with a purchase, sale, delivery, or transfer of raw cane sugars, alone or in conjunction with any other commodity or material, or by way of any commission, service, transportation, or other charge, or discounts, premium, or other privilege, or by tying-agreement, or other trade understanding, or by shifting the incidence of a cost which customarily has been borne by the buyer or the seller to the other party to the contract, or by any other means.

SEC. 10. *Maximum prices as to transactions of the Commodity Credit Corporation.* (a) With respect to the pur-

chase of raw cane sugar the Commodity Credit Corporation and sellers to it are exempted from the provisions of this regulation.

(b) For the sale of raw cane sugar by the Commodity Credit Corporation, contracts may be entered into by it and by purchasers from it to provide: (1) for forward deliveries with payment to the Commodity Credit Corporation of an adjusted price not to exceed the maximum price in effect on the day when such sugar is put into the melt in the purchaser's refinery; (2) for price adjustments on sugars other than that directly supplied by the Commodity Credit Corporation and providing for payment for them at a price not to exceed the maximum price on the day when such sugar is put into the refiner's melt, and (3) for reciprocal services.

SEC. 11. *Export maximum prices.* Maximum prices at which a person may export raw cane sugar shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation, as amended.<sup>5</sup>

SEC. 12. *Adjustable pricing.* When a request for a change in the applicable maximum price is pending, an authorization may be given by the Price Administrator for a price to be adjusted upward after the raw sugar being priced is put into the refiners melt, if the Price Administrator deems such authorization necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act, as amended.

*Effective date.* This regulation shall become effective January 8, 1945. [Maximum Price Regulation 16 originally issued January 3, 1945]

[Effective date of amendment is shown in the note following the parts affected]

NOTE: All records keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of August 1945.

CHESTER BOWLES,  
Administrator.

[Amendment 1 approved by Clinton P. Anderson, Secretary of Agriculture, August 18, 1945]

[F. R. Doc. 45-15959; Filed, Aug. 27, 1945; 11:26 a. m.]

#### PART 1363—FEEDINGSTUFFS

[RPS 73, Amdt. 8]

#### FISH MEAL AND FISH SCRAP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 73 is amended in the following respect:

<sup>5</sup> 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9835, 11273, 12919, 14436; 10 F.R. 863, 923, 2432.



Section 1363.2 is amended to read as follows:

§ 1363.2 *Exempt sales.* The provisions of this Revised Price Schedule No. 73, as amended, shall not apply to sales of fish scrap at retail.

This amendment shall become effective September 1, 1945.

Issued this 27th day of August 1945.

CHESTER BOWLES,  
Administrator.

Approved: August 18, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15960; Filed, Aug. 27, 1945;  
11:25 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 1, Amdt. 4 to Supp. 1]

##### LIVESTOCK SLAUGHTER AND MEAT DISTRIBUTION

Table I in Supplement No. 1 to Control Order 1 is amended by adding thereto the following:

(d) For quota periods beginning on or after August 26, 1945:

	Percent
Cattle.....	125
Calves.....	100
Sheep and lambs.....	110
Swine.....	65

This amendment shall become effective on August 26, 1945.

Issued this 25th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15875; Filed, Aug. 25, 1945;  
11:54 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 1, Amdt. 4 to Supp. 2]

##### LIVESTOCK SLAUGHTER AND MEAT DISTRIBUTION

Section 1407.309 (a) (1) (iv) in Supplement No. 2 to Control Order 1 is added to read as follows:

(iv) For quota periods beginning on or after August 26, 1945:

	Percent
Cattle.....	125
Calves.....	100
Sheep and lambs.....	110
Swine.....	65

This amendment shall become effective on August 26, 1945.

Issued this 25th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15876; Filed, Aug. 25, 1945;  
11:54 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16, Amdt. 58 to 2d Rev. Supp. 1]

##### MEAT, FATS, FISH AND CHEESES

Section 1407.3027 (i) is added to read as follows:

(i) *Table to be used in determining the increase in allotments provided under section 7.20 of Revised Ration Order 16.*

State	County	Percent- age in- crease in popu- lation
Alabama.....	Calhoun.....	15
	Escambia.....	10
	Houston.....	10
	Lawrence.....	15
	Limestone.....	10
	Mobile.....	10
	Monroe.....	10
	Washington.....	10
Arizona.....	Apache.....	40
	Cochise.....	15
	Cocconino.....	10
	Graham.....	15
	Mohave.....	40
	Navajo.....	10
	Pima.....	10
	Santa Cruz.....	20
	Yuma.....	30
Arkansas.....	Arkansas.....	10
	Cross.....	10
	Desha.....	20
	Madison.....	10
	Newton.....	10
	Poinsett.....	10
	Prairie.....	15
	Pulaski.....	10
	Saline.....	30
California.....	Alameda.....	15
	Alpine.....	10
	Butte.....	15
	Calaveras.....	10
	Colusa.....	15
	Contra Costa.....	30
	Del Norte.....	10
	El Dorado.....	60
	Fresno.....	20
	Humboldt.....	10
	Inyo.....	50
	Kern.....	15
	Kings.....	15
	Lake.....	15
	Lassen.....	20
	Los Angeles.....	10
	Madera.....	15
	Marin.....	10
	Mariposa.....	10
	Modoc.....	90
	Mendocino.....	10
	Merced.....	15
	Mono.....	20
	Monterey.....	30
	Napa.....	15
	Nevada.....	10
	Orange.....	15
	Plumas.....	20
	Riverside.....	10
	Sacramento.....	15
	San Benito.....	20
	San Bernardino.....	15
	San Diego.....	20
	San Francisco.....	15
	San Joaquin.....	15
	San Luis Obispo.....	30
	San Mateo.....	10
	Santa Barbara.....	10
	Santa Clara.....	15
	Santa Cruz.....	30
	Sierra.....	10
	Siskiyou.....	15
	Solano.....	15
	Sonoma.....	10
	Stanislaus.....	10
	Trinity.....	10
	Tulare.....	10
	Tuolumne.....	20
	Ventura.....	20
	Yolo.....	15
Colorado.....	Adams.....	10
	Archuleta.....	10
	Baca.....	15
	Conejos.....	10

\* 10 F.R. 48, 521, 857, 293, 294.

State	County	Percent- age in- crease in popu- lation
Colorado—Continued..	Crowley.....	10
	Custer.....	10
	Delta.....	10
	Dolores.....	20
	Douglas.....	10
	Garfield.....	10
	Grand.....	15
	Jackson.....	20
	Lake.....	15
	Mesa.....	10
	Moffat.....	15
	Montezuma.....	15
	Morgan.....	10
	Otero.....	15
	Ouray.....	30
	Park.....	15
	Prowers.....	30
	Pueblo.....	10
	Rio Blanco.....	15
	Rio Grande.....	10
	New London.....	10
Connecticut.....	Sussex.....	10
Delaware.....		15
District of Columbia..		15
Florida.....	Bay.....	40
	Bradford.....	90
	Brevard.....	20
	Calhoun.....	10
	Charlotte.....	20
	Duval.....	10
	Escambia.....	20
	Gulf.....	30
	Highlands.....	30
	Hillsborough.....	10
	Indian River.....	10
	Jackson.....	15
	Lee.....	30
	Leon.....	15
	Monroe.....	20
	Nassau.....	10
	Okaloosa.....	20
	Okeechobee.....	10
	Palm Beach.....	10
	St. Lucie.....	20
	Santa Rosa.....	15
	Taylor.....	10
	Washington.....	10
Georgia.....	Appling.....	20
	Bibb.....	20
	Brantley.....	10
	Camden.....	10
	Chatham.....	20
	Clayton.....	10
	Cobb.....	15
	Columbia.....	10
	Dade.....	10
	Dawson.....	20
	De Kalb.....	30
	Dougherty.....	10
	Forsyth.....	10
	Glynn.....	50
	Johnson.....	15
	Long.....	10
	Muscogee.....	20
	Quitman.....	10
	Richmond.....	15
	Telfair.....	10
	Thomas.....	20
	Troup.....	20
	Washington.....	20
Idaho.....	Ada.....	20
	Adams.....	30
	Bear Lake.....	10
	Benewah.....	20
	Blaine.....	20
	Boise.....	20
	Butte.....	30
	Camas.....	20
	Canyon.....	10
	Caribou.....	10
	Custer.....	10
	Fremont.....	15
	Jefferson.....	10
	Jerome.....	15
	Lemhi.....	10
	Lincoln.....	10
	Minidoka.....	10
	Oneida.....	10
	Owyhee.....	10
	Power.....	15
	Teton.....	15
	Twin Falls.....	10
	Valley.....	15
Illinois.....	Washington.....	10
	Champaign.....	10
	Lake.....	30
Indiana.....	Dubois.....	10
	Fountain.....	20
	Jackson.....	15
	St. Joseph.....	10
	Tipton.....	10
	Vanderburgh.....	10
Iowa.....	Clinton.....	10
	Johnson.....	10



State	County	Percent- age in- crease in popu- lation	State	County	Percent- age in- crease in popu- lation	State	County	Percent- age in- crease in popu- lation
Iowa—Continued	Winnebago	15	Missouri—Continued	Phelps	20	Oregon—Continued	Jefferson	30
Kansas	Barton	20		Putnam	10		Josephine	15
	Clark	10	Montana	Beaverhead	10		Klamath	15
	Clay	20		Blaine	10		Lane	10
	Dickinson	10		Cascade	10		Lincoln	10
	Ellis	20		Glacier	10		Malheur	15
	Ford	15		McCone	10		Multnomah	10
	Geary	15		Meagher	10		Polk	10
	Grant	10		Mineral	15		Tillamook	15
	Haskell	10		Phillips	10		Umatilla	10
	Morris	10		Pondera	10		Union	10
	Morton	10		Powell	10		Wasco	10
	Osborne	10		Ravalli	10	Pennsylvania	Washington	20
	Pratt	20		Richland	40		Bradford	10
	Rush	10		Teton	10		Fulton	20
	Russell	15		Toole	10		Indiana	10
	Seward	50		Treasure	15		Jefferson	10
	Smith	15	Nebraska	Buffalo	10		Lancaster	20
Kentucky	Wallace	10		Cherry	15	Rhode Island	Kent	10
	Breathitt	10		Clay	15		Newport	15
	Floyd	15		Dawes	20		Washington	15
	Gallatin	15		Fillmore	20	South Carolina	Beaufort	20
	Grayson	10		Hall	10		Charleston	20
	Greenup	10		Hayes	10		Florence	10
	Hardin	50		Loup	15		Georgetown	10
	Henderson	10		Morrill	10		Jasper	10
	Jackson	10		Red Willow	30		Kershaw	15
	Knot	10		Sarpy	15	South Dakota	Fall River	10
	Knox	10		Scotts Bluff	15		Faulk	10
	McCreary	10		Sioux	10		Harding	170
	Oldham	10	Nevada	Churchill	30		Jerard	10
	Rockcastle	10		Elko	20		Lyzman	30
	Webster	20		Esmeralda	50		Miner	10
Louisiana	Caddo	15		Humboldt	15		Pennington	15
	Catahoula	15		Lander	40		Tripp	20
	East Feliciana	10		Lincoln	10	Tennessee	Anderson	60
	Jefferson	10		Nye	110		Coker	10
	Orleans	10		Ormsby	20		Coffee	15
	Plaquemines	15		Washoe	20		Knox	10
	Rapides	20	New Hampshire	Franklin	10		Lake	15
	Vermilion	20	New York	Hamilton	15		Roane	30
	Vernon	10		Jefferson	10		Rutherford	10
Maine	Aroostook	10		Lewis	20		Scott	10
	Hancock	15		Onondaga	10	Texas	Andrews	30
	Lincoln	20		Rensselaer	10		Bailey	20
	Sagadahoc	20		Seneca	20		Bandera	10
Maryland	Anne Arundel	15		Suffolk	10		Bell	40
	Baltimore	20		Wayne	10		Borden	70
	Calvert	10	New Jersey	Cape May	20		Brazoria	10
	Cecil	10		Monmouth	10		Briscoe	15
	Harford	10		Ocean	10		Brown	20
	Prince Georges	15		Sussex	10		Calhoun	10
	St. Marys	20		Chaves	40		Callahan	40
	Worcester	10		Colfax	20		Cameron	15
Massachusetts	Barnstable	10	New Mexico	Curry	15		Childress	30
	Dukes	15		De Baca	40		Cochran	20
	Nantucket	10		Eddy	30		Cottle	20
Michigan	Alcona	10		Lea	15		Crosby	30
	Arenac	10		Mora	10		Dallam	60
	Benzie	10		Otero	20		Dawson	60
	Berrien	10		Roosevelt	10		Dickens	30
	Charlevoix	10		San Juan	30		Donley	10
	Cheboygan	10		San Miguel	10		Ector	20
	Clinton	10		Santa Fe	10		El Paso	10
	Eaton	40		Torrance	20		Floyd	20
	Gladwin	10	North Carolina	Avery	10		Foard	10
	Grand Traverse	10		Buncombe	10		Gaines	30
	Huron	10		Craven	15		Garga	40
	Ingham	15		Cumberland	20		Hale	15
	Ionia	10		Dare	15		Hall	10
	Leelanau	15		Graham	15		Hansford	10
	Lenawee	10		New Hanover	10		Hardeman	10
	Monroe	10		Onslow	15		Hartley	20
	Montmorency	10		Scotland	10		Haskell	10
	Muskegon	10	North Dakota	Adams	20		Hays	20
	Newaygo	10		Billings	25		Hockley	60
	Oakland	15		Dunn	15		Howard	20
	Oceana	10		Golden Valley	10		Hudspeth	30
	Ontonagon	30		Kiander	10		Hutchinson	20
	Osceola	10		Slope	25		Jasper	10
	Osceola	10	Ohio	Stutsman	10		Kendall	20
	Otsego	10		Allen	20		Kerr	10
	St. Joseph	10		Clinton	15		Kimble	15
	Tuscola	15		Greene	10		King	20
Minnesota	Van Buren	10		Henry	10		Kimney	15
	Clay	10		Lucas	10		Knox	20
	Cook	15		Madison	10		Lamb	30
	Lake	10		Montgomery	10		Loving	110
	Pipestone	10		Morrow	10		Lubbock	20
	Wadena	10		Pike	10		Lynn	80
Mississippi	Covington	10		Richland	10		Martin	50
	Forrest	15		Carter	10		McCulloch	10
	Hancock	10	Oklahoma	Choctaw	10		Medina	20
	Harrison	20		Comanche	10		Mitchell	20
	Jackson	30		Delaware	20		Montgomery	10
	Kemper	20		Tillman	20		Moore	20
	Lamar	80		Tulsa	10		Motley	20
	Marion	10		Baker	10		Nolan	10
	Neshoba	10	Oregon	Clackamas	10		Orange	30
	Sharkey	10		Columbia	15		Palo Pinto	20
	Tippa	10		Crook	20		Pecos	15
	Tishomingo	10		Curry	10		Potter	10
	Wayne	10		Deschutes	10		Presidio	20
Missouri	Johnson	40		Douglas	20		Reeves	30
	Pemiscot	10		Hood River	20		Scurry	20
	Perry	10					Smith	10
	Pettis	10						



State	County	Percentage increase in population
Texas—Continued.	Swisher	10
	Tarrant	10
	Taylor	15
	Terry	30
	Tom Green	10
	Victoria	10
	Webb	15
	Wichita	10
	Wilbarger	15
	Beaver	10
	Box Elder	10
	Carbon	10
	Daggett	20
	Davis	10
	Duchess	15
Utah	Grand	15
	Iron	10
	Kane	10
	Millard	50
	Plute	10
	San Juan	20
	Tooele	20
	Uintah	10
	Utah	10
	Washington	15
	Wayne	10
	Orange	20
	Acomack	10
	Arlington	20
Virginia	Brunswick	10
	Buchanan	15
	Chesterfield	10
	Dinwiddie	40
	Elizabeth City	40
	Fairfax	10
	Henrico	10
	King George	10
	King William	10
	Nansemond	10
	Norfolk	40
	Northampton	10
	Prince Edward	10
	Prince William	10
	Princess Anne	15
Independent cities.	Richmond	40
	Stafford	10
	Warren	10
	Warwick	40
	York	20
	Alexandria	20
	Buena Vista	20
	Hampton	30
	Newport News	15
	Norfolk	20
	Petersburg	10
	Portsmouth	15
	Williamsburg	120
Washington	Adams	10
	Benton	100
	Cheban	15
	Clallam	15
	Clark	30
	Douglas	110
	Franklin	60
	Grant	20
	Island	20
	Jefferson	20
	Kitsap	20
	Kittitas	20
	Lewis	10
	Okanogan	60
	Pend Oreille	10
West Virginia	Pierce	10
	Skagit	10
	Thurston	10
	Walla Walla	20
	Berkeley	10
	Boone	15
	Fayette	15
	Kanawha	10
	Lincoln	10
	Logan	10
	Mingo	15
	Nicholas	10
	Preston	15
	Dane	10
Wisconsin	Door	15
	Douglas	10
	Ozaukee	10
	Goshen	10
	Hot Springs	10
	Laramie	20
	Natrona	20
	Park	60
	Sublette	30
	Teton	30
	Uinta	15

This amendment shall become effective August 27, 1945.

Issued this 27th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15962; Filed, Aug. 27, 1945;  
11:23 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16,1 Amdt. 59 to 2d Rev. Supp. 1]

##### MEAT, FATS, FISH AND CHEESES

Section 1407.3027 is amended by adding a new paragraph (m) to read as follows:

(m) In accordance with Amendment 18 to War Food Order 42, the States of Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Texas, and West Virginia, are designated emergency areas for purposes of utilization of emergency quotas granted under that order.

This amendment shall become effective August 25, 1945.

Issued this 25th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15877; Filed, Aug. 25, 1945;  
11:54 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16,2 Amdt. 68]

##### MEATS, FATS, FISH AND CHEESES

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

A new section 7.20 is added to read as follows:

Sec. 7.20 *Increases in allotments based on increase in population*—(a) *The amount of increase.* An industrial user who in 1942 delivered to an area listed in a supplement to this order, products for which he may obtain an allotment of fats and oils may, for each allotment period, obtain an increase in the allotment of fats and oils he is entitled to get under section 7.6. The amount of the increase for each class of products is determined as follows:

(1) The dollar volume of that class of products containing fats and oils which he delivered in 1942 to the listed area is divided by:

(2) The dollar volume of that class of products containing fats and oils which he delivered in 1942.

(3) The result is multiplied by the percentage shown for that area in the supplement to this order. (The result obtained is the percentage by which the industrial user's allotment of fats and oils for that class of products is increased.)

(4) If he made deliveries to more than one listed area, the percentage increases in allotment of fats and oils for that class of products for each listed area are added together. (This is the total percentage by which his allotment of fats and oils for that class of products is increased.)

(5) The total percentage increase (the figure obtained in (3), if he made deliveries to one listed area, or (4), if he made deliveries to more than one listed area) is multiplied by the industrial user's reg-

ular allotment of fats and oils for that class of products for that allotment period. (This is the amount of the increase in allotment of fats and oils for that class of products to which the industrial user is entitled, under this section, for that allotment period.)

(b) *How to determine what to include as deliveries.* Only final deliveries, directly or by independent carrier are covered by this section. Deliveries to the following are not included: the Army, Navy, Marine Corps, or Coast Guard of the United States; Army Exchanges, Army Exchange Service, Post Exchanges of the Marine Corps, Ships Service Activities of the Navy or Coast Guard; other activities designated by the Army, Navy, Marine Corps, or Coast Guard; War Food Administration, and Ships Service Stores of the Training Organization of the War Shipping Administration, the American Red Cross, with respect to its acquisitions of food for consumption by members of the armed forces of the United States outside the United States, a naval vessel or naval activity of the United Nations, the Navy, Army, and Air Forces Institutes (of Great Britain), or for use as ships' or canteen stores in any ocean-going vessel of the United States or of any of the United Nations, or any neutral vessel, designated by the War Shipping Administration, which is engaged in the transportation of cargo or passengers in foreign, coastal, or intercoastal trade. In determining 1942 deliveries to a listed area, only the following deliveries are to be included: (1) deliveries by the industrial user in 1942 of products in which he used fats and oils to all places in such area not specified in paragraph (c), and (2) deliveries of such products in 1942, with or without further processing by persons and from places specified in paragraph (c), wherever located, to all places in such area not specified in that paragraph.

(c) *Places referred to in paragraph (b).* The places referred to in the previous paragraph are the following:

(1) An industrial user establishment of the industrial user, or

(2) A plant or warehouse of the industrial user, or

(3) A plant or warehouse of a person having an exclusive contract to distribute the industrial user's products (with or without processing) in more than one listed area, or

(4) A plant or warehouse of a person owning more than 50 percent of the stock of the industrial user corporation, or a plant or warehouse of a corporation or other organization more than 50 percent of the stock of which is owned by that person or by the industrial user.

(d) *How application is made.* An industrial user's application for the increase in allotment of fats and oils allowed by this section must be made, in person or by mail, to the Board or the District Office with which he is registered. The first application for such increase must be made on OPA Form R-1200A. The applicant must give all of the information required to be stated by him on the form. If an amendment to the supplement to this order adds an area or areas which were not included in the areas listed in the supplement when the industrial user filed his first applica-

<sup>1</sup> 9 F.R. 6731.

<sup>2</sup> 10 F.R. 2521, 2675, 3223, 3549, 3556.



tion on OPA Form R-1200A for an increase as provided by this section, the industrial user, if he delivered in 1942 to these additional areas products for which he may obtain an allotment of fats and oils and if he desires to obtain an increase in his allotment of fats and oils for deliveries made to these additional areas, must amend his application by giving the information called for by the form as to the additional area or areas. No further application for an increase need be filed. The increase authorized by this section for each period will be granted by the Board or the District Office when the regular allotment for each period is made. Provisions covering late application for allotments cover the increase permitted by this section. However, application for the full increase in allotment for the third quarterly period of 1945 may be made at any time before September 15, 1945.

(e) *Records.* An industrial user who applies for an increase in allotment of fats and oils under this section must keep, at his office, available for inspection by the Office of Price Administration, the journals, ledgers, and other records and reports which he used in obtaining or furnishing the information on which such increase was based.

(f) An industrial user may use an increase provided by this section only in products to be delivered by him within the listed area for which he received the increase. As a further condition of using the increase, he must, in addition to his delivery of these products, continue to deliver within such area during the allotment period for which the increase is granted, at least the same proportion of his products, in fats and oils content (counting only fats and oils used by him), as he delivered within such area during 1942. An industrial user who receives an increase under this section for more than one listed area shall make the deliveries required by this paragraph in each such area.

(1) If, during the allotment period for which the increase authorized by this section was granted, the industrial user fails to deliver products in accordance with the provisions of this paragraph to any of the areas listed on his application, he shall notify, in writing, the Board or the District Office with which he is registered of that fact within ten days after the close of that allotment period. The Board or District Office will charge the amount of the increase which he obtained for deliveries to that area or areas as excess inventory.

(2) If, at any time, an industrial user will not deliver products, in accordance with the provisions of this paragraph, to any of the areas listed on his application, he shall notify, in writing, the Board or District Office with which he is registered of that fact before or at the time of application for his next regular allotment. The Board or District Office will not grant an increase under the provisions of this section for deliveries to that area or areas.

This amendment shall become effective August 27, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been ap-

proved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15961; Filed, Aug. 27, 1945;  
11:24 a. m.]

PART 1499—COMMODITIES AND SERVICES  
[RMFR 165, Amdt. 3 to Supp. Ser. Reg. 49]  
AUTOMOTIVE REPAIR SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Service Regulation 49 is amended in the following respects:

1. The last sentence in § 1499.682 (a) (2) is amended to read as follows: "If you have not already established a customer's hourly rate for pricing any service listed in Appendix A, you must establish such a rate under RMFR 165."

2. Appendix A is amended as follows:  
a. The word "replace" in Operations 15, 16, 17, 21, 22, 23, 25, and 28 is amended to read "remove and install, or replace."  
b. The time for Operation 28 for De Soto, 1939, all models with overdrive, is amended to read 6.8 hours.

c. Operation 4 as it first appears in Appendix A is amended to read as follows:

4. Pistons, rings, and piston pins, replace all. Does not include reconditioning cylinder bores.

d. The words "and align wheels" are deleted from Operation 42.

e. The time for Operation 27 for Willys, 1936-1942, all models, is amended to read 5.0 hours.

f. The following changes are made in the case of Cadillac and La Salle:

Operation	Year	Model	Hours
5. Piston rings, standard, replace all. Does not include reconditioning cylinder bores.	1936	50	7.0
	1936	60	6.3
	1936	70, 75	6.8
	1936	80, 85	18.5
	1936	90	21.3
	1937	50	7.2
	1937	60	6.3
	1937	65, 70, 75	6.8
	1937	85	18.5
	1937	90	21.3
	1938	50	7.2
	1938	60, 60S, 65, 75	6.3
7. Connecting rod, replace one. Includes removing and installing or replacing piston pin.	1936-37	V-16	13.0
	1936-37	V-8	7.2
	1936-37	V-12	18.0
	1936-37	50	2.5
	1936-37	60	2.8
	1936-37	65, 70, 75	3.3
8. Connecting rod, replace each additional one when done in connection with Operation No. 7.	1936-37	80, 85	3.2
	1936-37	V-16	3.0
	1936-37	50, 60	2.8
	1936-37	V-8	2.9
	1936-37	V-16, right side	3.5
	1936-37	V-16, left side	4.4
9. Connecting rods, replace all. Includes removing and installing, or replacing, piston pins.	1936	50	6.0
	1936	60	6.7
	1936	70, 75	7.2
	1936	80, 85	9.9
12. Main bearings, replace all.	1936-37	90	11.9
	1937-38	50	5.3
	1937	60	6.7
	1937	65, 70, 75	7.2
	1938	60, 60S, 65, 75	6.7
	1938-40	V-16	11.5
	1939-42	V-8	7.9
	Includes aligning rods.		
	1936	50	4.8
	1936	60	4.0
	1936	70, 75	4.5
	1936-37	V-12	6.5
14. Connecting rod bearings, replace all.	1936-37	V-16	7.3
	1937	50, 60	4.0
	1937	65, 70, 75	4.5
	1938	50, 60, 60S, 65, 75	4.0
	1938-40	V-16	6.9
	1939-42	V-8	4.1
	1936	50	2.6
	1936-37	60	3.0
	1936	70, 75	3.5
	1937	50	3.0
	1937	65, 70, 75	3.5
	1938	50	3.0
15. Fuel pump, remove and install, or replace.	1938	60, 60S, 65, 75	3.0
	1938-40	V-16	4.9
	1939-42	V-8	3.1
	1936	V-8	0.5
	1936-37	80, 85, 90	0.6
	1937-38	V-8	1.0
	1938-40	V-16	0.5
	1939-40	V-8	1.2
	1941-42	V-8	0.5
	Operation covers replacing fuel and vacuum pump.		
	1936	50, 70, 75	1.8
16. Oil pump, and/or oil pump gasket, remove and install, or replace.	1936	60	1.3
	1937	65, 70, 75	1.8
	1937	50, 60	1.3
	1938-42	V-8 except 1939 50, 1940 50, 52	1.3
	1936-37	V-12	2.8
	1936-37	V-16	2.6
	1938-40	V-16	1.7
	1939	50	1.5
	1940	50, 52	1.5
	1936-37	V-8	1.4
	1938-42	V-8	1.3
	1936-37	V-12 or V-16	2.1
20. Distributor unit, overhaul. Includes removing and installing. Also includes Operation No. 19.	1938-40	V-16	1.5
	1936-42	V-8	0.6
	1936-37	V-12 or V-16	1.4
	1938	V-16	0.8
	1939-40	V-16	0.4
	1936	50	4.4
	1936	60	4.7
	1936	70, 75	9.0
	1936	80, 85	9.0
	1937	85	5.5
	1936-37	90	9.0
	1937	V-8	5.1
25. Generator, remove and install, or replace.	1938-42	All	5.1
	Applies to standard transmission only.		
	1941-42	V-8	13.3
	Applies to Hydra-Matic transmission only.		
	1937	65, 70, 75	1.2
	1938	65, 75	1.2
	1936-37	V-12	1.2
	1936-42	All others	0.8
	1936-42	All	2.2
	Includes repacking and adjusting front wheel bearings. Does not include bleeding brake lines.		
	1936	50, 60	1.2
	1937	50	1.2
31. Transmission, overhaul. Includes removing and installing.	1936	All except 50, 60	1.6
	1937	All except 50	1.6
	1938-42	All	1.4
	1936-37	90	1.2
32. Universal, front or single, overhaul. Includes removing and installing.	1936	50	1.2
	1937	50	1.2
	1936-37	V-12	1.2
	1936-42	All others	0.8
46. Service brakes, all four, adjust completely, free and tighten linkage, fill master cylinder, and bleed lines.	1936-42	All	2.2
	Includes repacking and adjusting front wheel bearings. Does not include bleeding brake lines.		
	1936	50, 60	1.2
	1937	50	1.2
53. Rear spring, replace one.	1936	All except 50, 60	1.6
	1937	All except 50	1.6
	1938-42	All	1.4
	1936-37	90	1.2

Operation	Year	Model	Hours
9. Connecting rods, replace all. Includes removing and installing, or replacing, piston pins.	1936	50	6.0
	1936	60	6.7
	1936	70, 75	7.2
	1936	80, 85	9.9
	1936-37	90	11.9
	1937-38	50	5.3
	1937	60	6.7
	1937	65, 70, 75	7.2
	1938	60, 60S, 65, 75	6.7
	1938-40	V-16	11.5
	1939-42	V-8	7.9
	Includes aligning rods.		
12. Main bearings, replace all.	1936	50	4.8
	1936	60	4.0
	1936	70, 75	4.5
	1936-37	V-12	6.5
	1936-37	V-16	7.3
	1937	50, 60	4.0
	1937	65, 70, 75	4.5
	1938	50, 60, 60S, 65, 75	4.0
	1938-40	V-16	6.9
	1939-42	V-8	4.1
	1936	50	2.6
	1936-37	60	3.0
14. Connecting rod bearings, replace all.	1936	70, 75	3.5
	1937	50	3.0
	1937	65, 70, 75	3.5
	1938	50	3.0
	1938	60, 60S, 65, 75	3.0
	1938-40	V-16	4.9
	1939-42	V-8	3.1
	1936	V-8	0.5
	1936-37	80, 85, 90	0.6
	1937-38	V-8	1.0
	1938-40	V-16	0.5
	1939-40	V-8	1.2
	1941-42	V-8	0.5
15. Fuel pump, remove and install, or replace.	Operation covers replacing fuel and vacuum pump.		
	1936	50, 70, 75	1.8
	1936	60	1.3
	1937	65, 70, 75	1.8
	1937	50, 60	1.3
	1938-42	V-8 except 1939 50, 1940 50, 52	1.3
	1936-37	V-12	2.8
	1936-37	V-16	2.6
	1938-40	V-16	1.7
	1939	50	1.5
	1940	50, 52	1.5
	1936-37	V-8	1.4
20. Distributor unit, overhaul. Includes removing and installing. Also includes Operation No. 19.	1938-42	V-8	1.3
	1936-37	V-12 or V-16	2.1
	1938-40	V-16	1.5
	1936-42	V-8	0.6
	1936-37	V-12 or V-16	1.4
	1938	V-16	0.8
	1939-40	V-16	0.4
	1936	50	4.4
	1936	60	4.7
	1936	70, 75	9.0
	1936	80, 85	9.0
	1937	85	5.5
25. Generator, remove and install, or replace.	1936-37	90	9.0
	1937	V-8	5.1
	1938-42	All	5.1
	Applies to standard transmission only.		
	1941-42	V-8	13.3
	Applies to Hydra-Matic transmission only.		
	1937	65, 70, 75	1.2
	1938	65, 75	1.2
	1936-37	V-12	1.2
	1936-42	All others	0.8
	1936-42	All	2.2
	Includes repacking and adjusting front wheel bearings. Does not include bleeding brake lines.		
31. Transmission, overhaul. Includes removing and installing.	1936	50, 60	1.2
	1937	50	1.2
	1936	All except 50, 60	1.6
	1937	All except 50	1.6
32. Universal, front or single, overhaul. Includes removing and installing.	1936	50	1.2
	1937	50	1.2
	1936-37	V-12	1.2
	1936-42	All others	0.8
46. Service brakes, all four, adjust completely, free and tighten linkage, fill master cylinder, and bleed lines.	1936-42	All	2.2
	Includes repacking and adjusting front wheel bearings. Does not include bleeding brake lines.		
	1936	50, 60	1.2
	1937	50	1.2
53. Rear spring, replace one.	1936	All except 50, 60	1.6
	1937	All except 50	1.6
	1938-42	All	1.4
	1936-37	90	1.2

g. The following changes are made for Operation 6 for Ford and Mercury:

Operation	Year	Model	Hours
6. Piston rings and connecting rod bearings, replace all. Does not include reconditioning cylinder bores.	1936-42	All 6-cylinder engines	6.1
	1936-42	All 60 H. P. engines	7.5
	1936-39	All V-8 engines	8.0
	1936-39	Includes cleaning carbon, cleaning oil pan and oil pump.	



h. The following changes are made in the case of Chevrolet:

Operation	Year	Model	Hours
11. Main bearings, adjust all.	1936-39	All	3.5
32. Universal, front or single, overhaul. Includes removing and installing.	1940-42	All	3.1
	1936	Standard	2.5
	1936	Master	1.5
	1937-39	All with conventional gearshift	1.5
	1939-42	All with vacuum gearshift.	1.6
55. Engine assembly, remove, replace, and tune. Includes removing any parts and accessories such as electrical and fuel equipment, manifolds, fan, etc., and transferring to a stripped engine assembly.	1936-38	All	9.7
	1939	All	10.2
	1940-42	All	11.2

This amendment shall become effective October 10, 1945.

Issued this 27th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15966; Filed, Aug 27, 1945; 11:26 a. m.]

#### PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Supp. Service Reg. 58]

##### HAND LAUNDRIES IN SAN FRANCISCO AREA

A statement of the considerations involved in the issuance of this Supplementary Service Regulation has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, Supplementary Service Regulation No. 58 is hereby issued. The specifications and standards set forth in this supplementary service regulation are those which prior to the issuance of the regulation, were in general use by the trade in the affected area.

§ 1499.699 *Hand laundries in San Francisco Area*—(a) *Maximum Prices*. The maximum prices established by Revised Maximum Price Regulation No. 165 for hand laundry services sold by hand laundries in the San Francisco Area are hereby modified and henceforth shall be the prices set forth in Appendix A. Lower prices than those established by this regulation may be charged.

(b) *Definitions*. As used in this supplementary service regulation the term: "Hand Laundry" means a retail laundry establishment receiving and distributing laundry, doing no washing by power driven machinery on the premises, generally finishing wearing apparel by hand ironing done on the premises, giving only limited, if any, delivery service and employing 8 or less employees.

"San Francisco Area" means the corporate limits of the City and County of San Francisco and the incorporated or unincorporated municipalities of Alameda, Albany, Berkeley, Colma, Daly

City, El Cerrito, Emeryville, Oakland, Piedmont, Richmond, San Leandro and South San Francisco, in the State of California.

"Shirts" as used in Appendix A means all shirts except the following: Shirts made of silk, wool, flannel, gabardine, rayon and other artificial fibers; full dress shirts. The prices of shirts included within the above exceptions shall be the prices for those items which were filed by the individual laundry with the Office of Price Administration in accordance with section 14 of RMPR 165. If no such prices have been filed, the maximum price to be charged for all shirts shall be the price established for shirts by Appendix A.

(c) *Posting requirements*. Within 30 days after the issuance of this supplementary service regulation, every hand laundry shall post on its premises in a place and a manner plainly visible to the purchasing public, a placard or card setting forth the maximum prices established in Appendix A.

(d) *Elimination of individual adjustments*. Section 16 of Revised Maximum Price Regulation No. 165 shall no longer be available to sellers covered by this regulation as to the services listed herein, furthermore, any adjustment in prices heretofore granted to any establishment is hereby revoked as to the services listed in Appendix A.

(e) *Other services supplied by hand laundries*. Laundry services not listed in Appendix A performed by hand laundries shall be governed by Revised Maximum Price Regulation No. 165 and any applicable supplementary service regulation.

(f) *Retail laundries electing to price under this regulation*. Any retail laundry located in the San Francisco Area may elect to be governed by the maximum prices and provisions established by this regulation by filing a written notice of its election with the War, Price and Rationing Board for the area in which its place of business is located and a copy with the San Francisco District Office of OPA. From and after the date of filing such notice with the War, Price and Rationing Board or any subsequent date selected, such laundry shall be subject to the maximum prices and provisions of SSR 58, and shall within 10 days after the date of filing or 30 days after the issuance date of this supplementary service regulation, whichever is later, post on its premises in a place and a manner plainly visible to the purchasing public, a placard or card setting forth the maximum prices established in Appendix A.

Such notice of election must be signed by the owner or authorized agent of the owner of such laundry, and contain the name and address of the laundry and a statement that the laundry has elected to be governed by the maximum prices and provisions of SSR 58.

#### APPENDIX A

Shirts	\$0.15
Collars	.05
Sheets	.08
Pillow cases	.04
Hand towels	.03
Bath towels	.04

#### APPENDIX A—Continued

Handkerchiefs	\$0.03
Socks, pair	.05
Undershirts	.10
Shorts	.10
Union suits	.20
Pajamas	.25
Uniforms and dresses	.40
Overall pants	.25
Overall jackets	.25
Overalls	.30
Coveralls	.40
Trousers or slacks	.35

This Supplementary Service Regulation No. 58 shall become effective September 1, 1945.

Issued this 27th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15967; Filed, Aug. 27, 1945; 11:26 a. m.]

#### Chapter XVIII—Office of Economic Stabilization

[Directive 55, Amdt. 2]

##### PART 4003—SUPPORT PRICES; SUBSIDIES

##### 1945-1946 BEEF CATTLE PRODUCTION

Pursuant to the authority vested in me by the act of October 2, 1942, entitled "An Act to Amend the Emergency Price Control Act of 1942 to Aid in Preventing Inflation and Other Purposes", and by Executive Order 9250 of October 3, 1942, Executive Order 9328 of April 8, 1943 and Executive Order 9599 of August 18, 1945; It is ordered:

Directive 55, 1945-1946 Beef Cattle Production, issued June 1, 1945, as amended (10 F.R. 6595, 8906), is hereby further amended in the following respect:

Section 2 is amended to read as follows:

SEC. 2. The Secretary of Agriculture is authorized and directed on and after May 19, 1945, and continuing until June 30, 1946, unless otherwise directed, by the use of Commodity Credit Corporation funds in a total amount not to exceed \$40,000,000, to institute a program for making payments to feeders of beef cattle. Such payments shall be made at the rate of fifty cents per hundred pounds liveweight: (a) on cattle weighing not less than 800 pounds sold by the feeder to a slaughterer for slaughter or to any person if such animal within 29 days after such sale is delivered to a slaughterer for slaughter, which cattle were sold by the feeder for not less than \$14.25 per hundred pounds, basis Chicago, and which were owned by the feeder-seller for 30 days or more immediately preceding sale; and (b) on cattle weighing not less than 800 pounds slaughtered by the feeder which were owned by the feeder-slaughterer for 30 days or more immediately preceding slaughter and which produce beef grading A or AA. Only one payment shall be made on the same cattle. The weight may be determined from the average weight of a lot of cattle.

(E. O. 9250 and E.O. 9328, 3 CFR, Cum. Supp. pp. 1213, 1267; E.O. 9599 (10 F.R. 10155))



Issued this 23d day of August 1945.

Effective: May 19, 1945.

WILLIAM H. DAVIS,  
Economic Stabilization Director.

[F. R. Doc. 45-15824; Filed, Aug. 24, 1945;  
1:22 p. m.]

## Chapter XX—Office of Contract Settlement

[Reg. 14, Amdt. 3]

### PART 8004—TERMINATION COST MEMORANDUMS

#### FIXED-PRICE SUPPLY CONTRACTS

Pursuant to section 2 of Regulation No. 14 of this Office, Regulation No. 14 is hereby amended to incorporate Termination Cost Memorandum No. 16 which is hereby issued as a part of such regulation.

**§8004.16 Severance pay.**—(a) *Reference to statement of cost principles.* Although the statement does not refer in specific terms to severance pay, its recognition is inherent in the general statement of cost included therein.

(b) *Definition.* The term "severance pay", as used herein, refers to amounts due to employees solely by reason of their involuntary separation (ordinarily termed "layoff") from the employ of the contractor other than for cause. It should be distinguished from pensions, bonuses, vacation pay, and similar payments, which involve different accounting treatment.

(c) *Interpretations.* (1) A reasonable amount may be included for severance pay, provided the contractor is required to make payments therefor: (i) By statute, (ii) by written agreement, or (iii) by the operation of an established policy which constitutes an implicit agreement.

(2) No amount may be included for severance pay where payment is contingent upon recovery from the Government.

(3) Severance pay should ordinarily be considered as applicable to the entire period of employment with the contractor, determined in accordance with paragraph 3e, and not as directly applicable to any particular contract or contracts, or the terminated portion thereof.

(4) Any method of allocating severance pay to a terminated contract, or the terminated portion thereof, may be used, provided the amount so allocated is reasonable and the method is consistent with the principles set forth in this memorandum. It will usually be acceptable to allocate severance pay to terminated contracts by applying a rate based on the relation of the total severance payments of the contractor during the period indicated in paragraph 3e to any suitable base for the same period, such as payrolls of classes of employees covered by the severance pay plan, total payrolls of all employees, direct labor, etc. The rate so determined should be applied to the corresponding element included in the settlement. Such rate of allocation may be determined on the basis of the operations of individual plants or other units of the contractor's organization where such

separate computations result in a more accurate allocation than that determined for the contractor's entire organization.

(5) The period used in the determination of the rate will necessarily vary with different contractors, but it should cover the approximate average period of employment of those classes of employees covered by the severance pay plan, up to and including the date of substantial completion of mass layoffs resulting from cessation of war production. When mass layoffs have not taken place before the date of submission of a termination claim, because of continuing war production, the rate used will be based on a computation including suitable estimates of the factors described in paragraph 3d and in this paragraph. Consideration should be given to the fact that employees may not be entitled to severance pay because of such factors as resignation, separation for cause, and the effect of a qualification period.

ROGER L. PUTNAM,  
Acting Director.

AUGUST 24, 1945.

[F. R. Doc. 45-15990; Filed, Aug. 27, 1945;  
11:51 a. m.]

[Reg. 20]

### PART 8006—FAIR COMPENSATION FOR WAR CONTRACTORS

#### TREATMENT OF AMOUNTS PAID TO EMPLOYEES FOR AUGUST 15 AND 16, 1945

Pursuant to sections 4 (b) and 6 (d) of the Contract Settlement Act and the principles laid down in a memorandum from the President of the United States to the Director of Contract Settlement dated August 24, 1945, and hereto attached as Exhibit A, the following policies and procedures are prescribed to govern the treatment, in the settlement of terminated contracts, of payments made to employees for August 15 and 16, 1945:

1. *Payment for work done.* Amounts may be included in the settlement of terminated contracts, in accordance with principles otherwise applicable, for payments made to employees for work done on August 15 and 16, 1945, including premium payments required by the applicable provisions of law or Executive order.

2. *Payments for time off.* Amounts may be included in the settlement of terminated contracts for payments made to employees for time off on August 15 and 16, 1945, in accordance with the following principles:

(a) Such payments shall not exceed pay for a normal shift at straight-time rates.

(b) Such payments shall be included in the appropriate overhead accounts of the contractor and allocated between the terminated work and other work of the contractor in accordance with accepted commercial accounting practice. For the purpose of bringing about a reasonable allocation of such payments the accounting period customarily used by the contractor for the distribution of over-

head may be shortened, but not to a period less than one month in the absence of clear evidence of special circumstances creating unfairness.

ROGER L. PUTNAM,  
Acting Director.

AUGUST 25, 1945.

#### EXHIBIT A

When the news was received on August 14, 1945, that the Japanese had accepted the Potsdam declaration, a statement was issued from the White House that the days of August 15 and 16, 1945, would be declared holidays for war workers under Executive Order 9240, which provides for holiday premium pay. An Executive Order effectuating this was subsequently issued; and the Secretary of Labor publicly expressed my hope that war workers who did not work on those two days would be paid by their employers at straight-time rates. There was widespread observance of these holidays, which represented an appropriate recognition of the magnificent contribution made by war workers to our victory.

In view of these actions, contractors who pay the war workers among their employees for time off taken during these two days should be reimbursed by the Government to the extent that the Government is compensating these contractors on a cost basis. This would include the holders of cost-plus-a-fixed fee or other cost-type war contracts, because such pay for time off is a reasonable and proper cost of performing such contracts. It would also include the holders of war contracts terminated for the Government's convenience to the extent that the cost of pay for time off is applicable to terminated work.

It would be impracticable to attempt any reimbursement on this account to the holders of fixed-price war contracts that are completed and not terminated, for this would involve making many thousands of minor contract amendments. Such contractors, moreover, are continuing to receive the contract price for their product.

Please take all necessary steps to effectuate the foregoing.

HARRY S. TRUMAN

AUGUST 24, 1945.

[F. R. Doc. 45-15991; Filed, Aug. 27, 1945;  
11:51 a. m.]

## TITLE 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter I—Coast Guard: Department of the Navy

#### PART 8—REGULATIONS, UNITED STATES COAST GUARD RESERVE

##### APPOINTMENT, REAPPOINTMENT AND PROMOTION OF OFFICERS; EFFECT ON APPOINTMENTS TO HIGHER RANK OR GRADE FOR TEMPORARY SERVICE

The regulations, United States Coast Guard Reserve (33 CFR Cum. Sup., Part 8) as amended, are hereby further amended, effective as of July 24, 1941, by adding a new § 8.3102 reading as follows:

§ 8.3102 *Effect of appointment, reappointment and promotion of officers on appointments for temporary service.* Neither the appointment, reappointment, or promotion of an officer, nor the acceptance thereof, shall be deemed in any way to impair the status of the officer



affected under any appointment to higher rank or grade under the act of July 24, 1941, as amended, for temporary service.

L. T. CHALKER,  
Rear Admiral, U. S. Coast Guard,  
Acting Commandant.

Approved: August 13, 1945.

JAMES FORRESTAL,  
Secretary of the Navy.

[F. R. Doc. 45-15957; Filed, Aug. 27, 1945;  
11:24 a. m.]

## TITLE 36—PARKS AND FORESTS

### Chapter I—National Park Service

## PART 2—GENERAL RULES AND REGULATIONS

### MISCELLANEOUS AMENDMENTS

#### Correction

In Federal Register Document 45-14758, appearing on page 9963 of the issue for Saturday, August 11, 1945, § 2.61 should read as follows:

§ 2.61 *Reckless driving.* The driving of any vehicle on a Government road in a park or monument in willful or wanton disregard for the safety of persons or property is prohibited.

## TITLE 46—SHIPPING

### Chapter III—War Shipping Administration

[G.O. 45, Supp. 6]

## PART 306—GENERAL AGENTS AND AGENTS FREIGHT BROKERAGE AND COMMISSIONS ON FARES

Paragraph (a) *Rates* of § 306.123 *Freight brokerage* is amended by striking out the second sentence and inserting in lieu thereof, the following sentence: "No brokerage will be paid on cargoes procured under Lend-Lease or UNRRA (United Nations Relief and Rehabilitation Administration) requisitions moving from continental United States ports, except where ocean freight is paid from other than Lend-Lease or UNRRA funds and is approved by the Director of Traffic and except as provided in §§ 301.51 to 301.57, inclusive (General Order 38)."

This supplement cancels and supercedes General Order 45, Supp. 5, dated June 29, 1945 (10 F.R. 8142).

(E.O. 9054, 7 F.R. 837)

[SEAL]

E. S. LAND,  
Administrator.

AUGUST 24, 1945.

[F. R. Doc. 45-15857; Filed, Aug. 25, 1945;  
9:34 a. m.]

[Directive 8, Revocation]

## PART 321—DIRECTIVES

### ORDER OF EMPLOYMENT IN ENTRY RATINGS ON WSA VESSELS

Directive No. 8, § 321.8 *Directive with respect to order of employment of men*

*in the entry ratings on vessels under the control of the War Shipping Administration, is hereby revoked as of August 20, 1945.*

E. S. LAND,  
Administrator.

AUGUST 20, 1945.

[F. R. Doc. 45-15856; Filed, Aug. 25, 1945;  
9:34 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

### Chapter I—Interstate Commerce Commission

[S. O. 117-A]

## PART 95—CAR SERVICE

### BANANAS FROM A FOREIGN COUNTRY TO A FOREIGN COUNTRY

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 24th day of August, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 117 (8 F.R. 4934), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 117 (8 F.R. 4934), § 95.7 *Bananas from a foreign country to a foreign country*, be and it is hereby, vacated and set aside.

*It is further ordered*, That this order shall become effective at 12:01 a. m., August 25, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15873; Filed, Aug. 25, 1945;  
11:41 a. m.]

[S. O. 318-A]

## PART 95—CAR SERVICE

### PRECOOLING CITRUS PROHIBITED IN CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of August, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 318 (10 F.R. 7729), as amended (10 F.R. 7856, 9396), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 318, as amended, *Precooling citrus prohibited in California*, be, and it is hereby, vacated and set aside.

*It is further ordered*, That this order shall become effective at 12:01 a. m., August 27, 1945; that a copy of this order and direction shall be served upon the Railroad Commission of the State of California; and upon the Association of American Railroads, Car Service Division, as agent of the railroads, subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C. and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15928; Filed, Aug. 27, 1945;  
10:59 a. m.]

[S. O. 323-A]

## PART 95—CAR SERVICE

### PRE-ICING CITRUS PROHIBITED IN ARIZONA AND CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of August, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 323 (10 F.R. 8143), and good cause appearing therefor: *It is ordered*, That:

(a) Service Order No. 323, *Pre-icing citrus prohibited in Arizona and California*, be, and it is hereby, vacated and set aside.

(b) *Announcement required.* Each of the railroads affected by this order shall within fifteen (15) days from the effective date of this order, publish, file, and post a supplement to each of its tariffs affected announcing the vacation by this order on the effective date hereof, of Service Order No. 323 and stating that the provisions in said tariffs which were suspended by such order will be restored on the effective date of this order. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

*It is further ordered*, That this order shall become effective at 12:01 a. m., August 27, 1945; that a copy of this order and direction shall be served upon the State Railroad regulatory bodies of the States of Arizona and California; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15930; Filed, Aug. 27, 1945;  
10:59 a. m.]



## Chapter II—Office of Defense Transportation

[Administrative Order ODT 6B, Amdt. 10]

## PART 503—ADMINISTRATION

## ESTABLISHMENT OF REGIONS, DISTRICTS, AND FIELD OFFICES OF HIGHWAY TRANSPORT DEPARTMENT

Pursuant to Executive Orders 8989, as amended, and 9156, *It is hereby ordered*, That the appendices of Administrative Order ODT 6B, as amended (9 F.R. 12289, 13069, 10 F.R. 525, 1940, 3139, 5119, 7197, 8561, 8912, 9592), be, and they hereby are, amended in the following particulars:

(1) The first two paragraphs of Appendix 1 of Administrative Order ODT 6B, as amended, entitled "*Territory comprising Region 1*" and "*Territory comprising Region 2*," respectively, are revoked and in lieu thereof a new paragraph is substituted to read as follows:

*Territory comprising Region 1:* The States of Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont; all of the State of Virginia except the City of Bristol, Virginia; and the District of Columbia. Regional Office in New York, New York.

(2) The matter in Appendix 2 of Administrative Order ODT 6B, as amended, appearing under the subtitles "Region 1" and "Region 2," respectively, is revoked and in lieu thereof the following is substituted:

## REGION 1

Connecticut: District Office: Hartford.  
Delaware: District Office: Wilmington.  
District of Columbia: District Office: Washington.

Maine: District Office: Augusta.  
Maryland: District Office: Baltimore.  
Massachusetts: District Office: Boston.  
New Hampshire: District Office: Concord.  
New Jersey: District Office: Camden, Newark, and Trenton. Field Office: Atlantic City.

New York: District Offices: Albany, Binghamton, Buffalo, New York, and Syracuse.

Pennsylvania: District Offices: Altoona, Erie, Harrisburg, Philadelphia, Pittsburgh, Scranton, and Williamsport.

Rhode Island: District Office: Providence.  
Vermont: District Office: Montpelier.

Virginia: District Offices: Richmond and Roanoke. Field Office: Norfolk.

(3) The matter opposite Michigan and Ohio under the subtitle "Region 3" of Appendix 2 of Administrative Order ODT 6B, as amended, is amended to read as follows:

Michigan: District Offices: Detroit, Grand Rapids, and Saginaw.

Ohio: District Offices: Cincinnati, Cleveland, Columbus, and Toledo. Field Offices: Canton and Dayton.

(4) The matter opposite Texas under the subtitle "Region 5" of Appendix 2 of Administrative Order ODT 6B, as amended, is amended to read as follows:

Texas: District Offices: Fort Worth, Houston, Lubbock, and San Antonio. Field Office: El Paso.

(5) The first two paragraphs appearing under the subtitle "Texas" of Appendix 3 of Administrative Order ODT 6B, as amended, and entitled "Dallas" and "Fort Worth," respectively, are revoked

and in lieu thereof a new paragraph is substituted to read as follows:

*Fort Worth.* Anderson, Archer, Baylor, Bell, Bosque, Bowie, Brown, Callahan, Camp, Cass, Cherokee, Clay, Coke, Coleman, Collin, Comanche, Concho, Cooke, Coryell, Dallas, Delta, Denton, Eastland, Ellis, Erath, Falls, Fannin, Fisher, Foard, Franklin, Freestone, Grayson, Gregg, Hamilton, Hardeman, Harrison, Haskell, Henderson, Hill, Hood, Hopkins, Hunt, Jack, Johnson, Jones, Kaufman, Knox, Lamar, Lampasas, Limestone, McCulloch, McLennan, Marion, Mills, Montague, Morris, Navarro, Nolan, Palo Pinto, Panola, Parker, Rains, Red River, Rockwall, Runnels, Rusk, San Saba, Shackelford, Smith, Somervell, Stephens, Tarrant, Taylor, Throckmorton, Titus, Tom Green, Upshur, Van Zandt, Wichita, Wilbarger, Wise, Wood, and Young.

Paragraphs (1), (2), and (3) of this Amendment 10 to Administrative Order ODT 6B, as amended, shall become effective September 1, 1945. Paragraphs (4) and (5) of this Amendment 10 to Administrative Order ODT 6B, as amended, shall become effective August 26, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349)

Issued at Washington, D. C., this 25th day of August 1945.

J. M. JOHNSON,  
Director.

Office of Defense Transportation.

[F. R. Doc. 45-15858; Filed, Aug. 25, 1945; 10:21 a. m.]

[General Order ODT 20A, as Amended, Revocation of Supplementary Orders]

## PART 501—CONSERVATION OF MOTOR EQUIPMENT

## TAXICABS AND TAXI SERVICE

Pursuant to Executive Orders 8989, as amended, 9156, 9214, and 9294, it is hereby ordered, that the following described orders supplementary to General Order ODT 20A, as amended (8 F.R. 9231, 9 F.R. 2749), be, and they are hereby, revoked effective September 16, 1945:

Supplementary Orders ODT 20A-1 (8 F.R. 10046), 20A-2 (8 F.R. 10530), 20A-3 (8 F.R. 10838), 20A-4 (8 F.R. 10839), 20A-5 (8 F.R. 10839), 20A-6 (8 F.R. 10840), 20A-7 (8 F.R. 11976), 20A-8 (8 F.R. 11977), 20A-9 (8 F.R. 11977), 20A-10 (8 F.R. 11978), 20A-11 (8 F.R. 11978), 20A-12 (8 F.R. 11979), 20A-14 (8 F.R. 11980), 20A-15 (8 F.R. 11980), 20A-16 (8 F.R. 11981), 20A-17 (8 F.R. 11982), 20A-18 (8 F.R. 11982), 20A-19 (8 F.R. 12844), 20A-20 (8 F.R. 12845), 20A-21 (8 F.R. 12911), 20A-22 (8 F.R. 12911), 20A-23 (8 F.R. 14586), 20A-24 (8 F.R. 14587), 20A-25 (8 F.R. 14587), 20A-26 (8 F.R. 14588), 20A-27 (8 F.R. 14588), 20A-28 (8 F.R. 14589), 20A-29 (8 F.R. 14589), 20A-30 (8 F.R. 14590), 20A-31 (8 F.R. 14590), 20A-32 (8 F.R. 14591), 20A-33 (8 F.R. 14871), 20A-34 (8 F.R. 14872), 20A-35 (8 F.R. 15542), 20A-36 (8 F.R. 15543), 20A-37 (8 F.R. 15717), 20A-38 (8 F.R. 15718), 20A-39 (8 F.R. 15718), 20A-40 (8 F.R. 15719), 20A-41 (8 F.R. 15752), 20A-42 (8 F.R. 15753), 20A-43 (8 F.R. 15885), 20A-44 (8 F.R. 15991), 20A-45 (8 F.R. 16565), 20A-46 (8 F.R. 16703), 20A-47 (8 F.R. 16947), 20A-48 (8 F.R. 16947), 20A-49 (8 F.R. 16948),

20A-50 (8 F.R. 17360), 20A-51 (8 F.R. 17447), 20A-52 (9 F.R. 317), 20A-53 (9 F.R. 317), 20A-54 (9 F.R. 318), 20A-55 (9 F.R. 766), 20A-56 (9 F.R. 767), 20A-57 (9 F.R. 768), 20A-58 (9 F.R. 768), 20A-59 (9 F.R. 769), 20A-60 (9 F.R. 916), 20A-61 (9 F.R. 916), 20A-62 (9 F.R. 1069), 20A-63 (9 F.R. 1070), 20A-64 (9 F.R. 1070), 20A-65 (9 F.R. 1583), 20A-66 (9 F.R. 1731), 20A-67 (9 F.R. 1731), 20A-68 (9 F.R. 1732), 20A-69 (9 F.R. 1732), 20A-70 (9 F.R. 2042), 20A-71, as amended (9 F.R. 2309, 7105), 20A-72 (9 F.R. 2309), 20A-73 (9 F.R. 2310), 20A-74 (9 F.R. 2310), 20A-75 (9 F.R. 2575), 20A-76 (9 F.R. 2576), 20A-77 (9 F.R. 2929), 20A-78 (9 F.R. 2964), 20A-79 (9 F.R. 3750), 20A-80 (9 F.R. 2965), 20A-81, as amended (9 F.R. 2930, 10 F.R. 9814), 20A-82 (9 F.R. 3266), 20A-83 (9 F.R. 3266), 20A-84 (9 F.R. 3267), 20A-85 (9 F.R. 3602), 20A-86 (9 F.R. 3603), 20A-87 (9 F.R. 3604), 20A-88 (9 F.R. 3604), 20A-89 (9 F.R. 3605), 20A-90 (9 F.R. 3605), 20A-91 (9 F.R. 3606), 20A-92 (9 F.R. 3606), 20A-93 (9 F.R. 3673), 20A-94 (9 F.R. 3607), 20A-95 (9 F.R. 3751), 20A-96 (9 F.R. 3751), 20A-97 (9 F.R. 3752), 20A-98 (9 F.R. 3752), 20A-99 (9 F.R. 4308), 20A-100 (9 F.R. 4309), 20A-101 (9 F.R. 4309), 20A-102 (9 F.R. 4310), 20A-103 (9 F.R. 4544), 20A-104 (9 F.R. 4544), 20A-105 (9 F.R. 4545), 20A-106 (9 F.R. 4545), 20A-107 (9 F.R. 4621), 20A-108 (9 F.R. 4622), 20A-109 (9 F.R. 4909), 20A-110 (9 F.R. 4910), 20A-111 (9 F.R. 4910), 20A-112 (9 F.R. 5015), 20A-113 (9 F.R. 5092), 20A-114, as amended (9 F.R. 5278, 10 F.R. 2772, 7552), 20A-115 (9 F.R. 5279), 20A-116 (9 F.R. 5353), 20A-117 (9 F.R. 5454), 20A-118 (9 F.R. 5454), 20A-119 (9 F.R. 5455), 20A-120 (9 F.R. 5623), 20A-121 (9 F.R. 5624), 20A-122 (9 F.R. 5624), 20A-123 (9 F.R. 5704), 20A-124 (9 F.R. 5705), 20A-125 (9 F.R. 5972), 20A-126 (9 F.R. 6574), 20A-127 (9 F.R. 6574), 20A-128 (9 F.R. 6575), 20A-129 (9 F.R. 6575), 20A-130 (9 F.R. 6924), 20A-131 (9 F.R. 6924), 20A-132 (9 F.R. 6925), 20A-133 (9 F.R. 6926), 20A-134 (9 F.R. 6926), 20A-135 (9 F.R. 6927), 20A-136 (9 F.R. 7105), 20A-137 (9 F.R. 7106), 20A-138 (9 F.R. 7106), 20A-139 (9 F.R. 7107), 20A-140 (9 F.R. 7107), 20A-141 (9 F.R. 7108), 20A-142 (9 F.R. 7109), 20A-143 (9 F.R. 7109), 20A-144 (9 F.R. 7175), 20A-145 (9 F.R. 7176), 20A-146 (9 F.R. 7531), 20A-147 (9 F.R. 7532), 20A-148 (9 F.R. 7793), 20A-149 (9 F.R. 7794), 20A-150 (9 F.R. 7794), 20A-151 (9 F.R. 7837), 20A-152 (9 F.R. 7838), 20A-153 (9 F.R. 7838), 20A-154 (9 F.R. 7839), 20A-155 (9 F.R. 9686), 20A-156 (9 F.R. 9686), 20A-157 (9 F.R. 9687), 20A-158 (9 F.R. 9842), 20A-159 (9 F.R. 9843), 20A-160 (9 F.R. 9843), 20A-161 (9 F.R. 9844), 20A-162 (9 F.R. 9844), 20A-163 (9 F.R. 10310), 20A-164 (9 F.R. 10311), 20A-165 (9 F.R. 10311), 20A-166 (9 F.R. 10312), 20A-167 (9 F.R. 10312), 20A-168 (9 F.R. 10313), 20A-169 (9 F.R. 10313), 20A-170, as amended (9 F.R. 10314, 11817), 20A-171 (9 F.R. 10314), 20A-172 (9 F.R. 10892), 20A-173 (9 F.R. 11123), 20A-174 (9 F.R. 11123), 20A-175 (9 F.R. 11587), 20A-176 (9 F.R. 11589), 20A-177 (9 F.R. 11590), 20A-178 (9 F.R. 11590), 20A-179 (9 F.R. 11716), 20A-180 (9 F.R. 11817), 20A-181 (9 F.R. 11915), 20A-182 (9 F.R. 12477), 20A-183



(9 F.R. 12478), 20A-184 (9 F.R. 12873), 20A-185 (9 F.R. 13999), 20A-186 (9 F.R. 14000), 20A-187 (9 F.R. 14000), 20A-188 (10 F.R. 355), 20A-189 (10 F.R. 356), 20A-190 (10 F.R. 1298), 20A-191 (10 F.R. 1298), 20A-192 (10 F.R. 1299), 20A-193 (10 F.R. 1299), 20A-194 (10 F.R. 2051), 20A-195 (10 F.R. 2773), 20A-196 (10 F.R. 2773), 20A-197 (10 F.R. 2986), 20A-198 (10 F.R. 2986), 20A-199 (10 F.R. 2987), 20A-200 (10 F.R. 2987), 20A-201 (10 F.R. 3885), 20A-202 (10 F.R. 3886), 20A-203 (10 F.R. 3886), 20A-204 (10 F.R. 4164), 20A-205 (10 F.R. 4165), 20A-206 (10 F.R. 5810), 20A-207 (10 F.R. 5811), 20A-209 (10 F.R. 6266), 20A-210 (10 F.R. 5865), 20A-211 (10 F.R. 7420), 20A-212 (10 F.R. 7421), 20A-213 (10 F.R. 7422), 20A-214 (10 F.R. 7422), 20A-215 (10 F.R. 7423), 20A-216 (10 F.R. 8488), 20A-217 (10 F.R. 8875): *Provided*, That any participant in a plan for joint action placed in effect upon order of the Office of Defense Transportation pursuant to the provisions of General Order ODT 20A, as amended, may at any time after the date of the issuance of this revocation order withdraw from such plan by serving written notice of such withdrawal upon the other parties to the plan: *Provided further*, That in any case where the plan designates a participant or other person as representative of the participants for the purpose of correspondence in respect of such plan, service of the written notice of withdrawal may be made upon such participant or other person.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183); E.O. 9156, 7 F.R. 3349; E.O. 9214, 7 F.R. 6097; E.O. 9294, 8 F.R. 221)

Issued at Washington, D. C., this 27th day of August 1945.

J. M. JOHNSON,  
Director,  
Office of Defense Transportation.

[F. R. Doc. 45-15969; Filed, Aug. 27, 1945;  
11:48 a. m.]

## Notices

### DEPARTMENT OF THE INTERIOR.

#### General Land Office.

#### NEW MEXICO

#### AIR-NAVIGATION SITE WITHDRAWAL 44, ENLARGED

By virtue of the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 729 (U.S.C., title 49, sec. 214), it is ordered as follows:

Subject to valid existing rights, the following-described public land in New Mexico is hereby withdrawn from all forms of appropriation under the public-land laws and reserved for the use of the Civil Aeronautics Administration, Department of Commerce, in the maintenance of air-navigation facilities, as an addition to Air-Navigation Site Withdrawal No. 44, made by a departmental order of November 17, 1930:

#### NEW MEXICO PRINCIPAL MERIDIAN

T. 27 S., R. 21 W., sec. 28, SE¼SW¼NW¼.

The area described contains 10 acres.

This order takes precedence over, but shall not modify, the order of the Secretary of the Interior dated July 11, 1935, establishing New Mexico Grazing District No. 3, so far as it affects the above-described land.

ABE FORTAS,

Acting Secretary of the Interior.

AUGUST 20, 1945.

[F. R. Doc. 45-15912; Filed, Aug. 27, 1945;  
9:33 a. m.]

### DEPARTMENT OF AGRICULTURE.

#### Office of the Secretary.

#### ASSISTANT ADMINISTRATOR FOR REGULA- TORY AND MARKET SERVICE MATTERS, PRODUCTION AND MARKETING ADMINIS- TRATION

#### DELEGATION OF AUTHORITY

Pursuant to the powers vested in me by the statutes of the United States and Executive Orders of the President, there is hereby delegated to the Assistant Administrator for Regulatory and Market Service matters, Production and Marketing Administration (hereinafter called the "Assistant Administrator"), all authority heretofore delegated to and vested in the Director of Marketing Services with respect to the formulation, administration and enforcement of war food orders, the administration of regulatory statutes including rules, regulations, orders and marketing agreements thereunder, the formulation and issuance of grades and standards, all matters pertaining to commodity market news and grading and inspection services, and coordination of the operation of industry committees. The Assistant Administrator is further authorized to exercise general supervision over the administration of the Commodity Exchange Act.

The Assistant Administrator may redelegate to any employee of the United States Department of Agriculture any or all the authority vested in him hereunder.

All action heretofore taken by the Assistant Administrator with respect to the foregoing matters is hereby ratified and confirmed, and shall remain in full force and effect unless and until expressly modified, amended, suspended, revoked, or terminated.

In witness whereof, I have hereunto set my hand and the Seal of the Department of Agriculture this 25th day of August, 1945.

[SEAL]

J. B. HUTSON,

Acting Secretary of Agriculture.

[F. R. Doc. 45-15956; Filed, Aug. 27, 1945;  
11:14 a. m.]

### FEDERAL POWER COMMISSION.

[Docket No. G-655]

#### EL PASO NATURAL GAS CO.

#### NOTICE OF APPLICATION

AUGUST 24, 1945.

Notice is hereby given that on August 10, 1945, an application was filed with

the Federal Power Commission by El Paso Natural Gas Company ("Applicant"), a Delaware corporation with its principal place of business at El Paso, Texas, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize Applicant to construct and operate certain facilities hereinafter described.

Applicant owns and operates a natural-gas transmission pipe-line system extending from Jal, Lea County, New Mexico, in a general westerly direction across portions of Texas, New Mexico and Arizona to Phoenix and Ajo, Arizona. Among other operations, it purchases natural gas in the Lea County field in New Mexico and delivers the same to other companies for distribution in numerous communities in Arizona, New Mexico and Texas, and to industrial customers in said states.

The facilities which Applicant seeks authorization to construct and operate are described as follows:

(a) A 26-inch transmission pipe line commencing at Applicant's Jal No. 1 Plant, which is located approximately 4 miles south of the town of Jal in Lea County, New Mexico, and extending in a westerly direction approximately 720 miles to a point on the east bank of the Colorado River east of the town of Blythe, California. The proposed 26-inch pipe line will have an estimated capacity of 125,000,000 cu. ft. of gas per day.

(b) A compressor station, with eight 800 H. P. units with appurtenant facilities, which is to be located at Applicant's Jal No. 1 Plant situated in Lea County, New Mexico. It is contemplated that the proposed station will have a capacity of 125,000,000 cu. ft. per day.

(c) A gas purification and dehydration plant to be located at Applicant's Jal No. 1 Plant in Lea County, New Mexico, with an estimated capacity of 105,000,000 cu. ft. per day.

(d) Field lines consisting of 117 miles of 24-inch pipe, 32 miles of 18-inch pipe and 14½ miles of 14-inch pipe for the purpose of receiving and transporting gas to Applicant's proposed compressor station at Applicant's Jal No. 1 Plant above described. Such lines will have an estimated capacity of 125,000,000 cu. ft. of gas per day.

The application recites that it is anticipated that there will be a shortage of gas available to gas companies in southern California in 1947 of approximately 125,000,000 cu. ft. per day, and that such shortage will increase over the succeeding 5 years to a total of approximately 300,000,000 cu. ft. of gas per day. Applicant asserts that the proposed construction is to meet this contemplated shortage, and that it will be able by means of such construction to deliver at the western terminus of the line at the Colorado River 125,000,000 cu. ft. of gas per day with the use of only one compressor station, and by the addition of compressor stations along the proposed line the delivery capacity of the line can be increased to 300,000,000 cu. ft. per day in order to meet the need for natural gas in California.



Applicant submits that the proposed construction is designed to fit into a comprehensive program for the conservation of natural gas produced with oil in the Permian Basin of West Texas and New Mexico, and that there is now being vented into the air approximately 125,000,000 cu. ft. of gas per day, the quantity of gas proposed to be initially marketed by applicant.

Applicant asserts that it owns gas rights on approximately 10,000 acres in what is known as the Rhodes Area of the field in Lea County, New Mexico, adjacent to its terminus at Jal which has a theoretical storage of approximately 60,000,000,000 cu. ft., which Applicant contemplates using for storage to cover peak day demands and to act as standby to cover irregularities in the production of residual gas.

It is further asserted that gas to be transported through the proposed pipe line will be used to supplement the declining supply of gas in California so as to avoid a curtailment of natural gas service in that state, and will not be used to displace other fuels.

The total estimated over-all cost of the construction is \$25,440,000. Applicant proposes to finance such construction by the sale of \$16,700,000 of bonds, \$5,000,000 of preferred stock, and the remaining \$3,740,000 by virtue of a bank loan and cash on hand.

Any person desiring to be heard or to make any protest with reference to said application should, on or before September 10, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations.

[SEAL]

J. H. GUTRIDE,  
Acting Secretary.

[F. R. Doc. 45-15914; Filed, Aug. 27, 1945;  
9:33 a. m.]

[Docket No. G-657]

THE OHIO FUEL GAS CO.

NOTICE OF APPLICATION

August 27, 1945.

Notice is hereby given that on August 20, 1945, an application was filed with the Federal Power Commission by The Ohio Fuel Gas Company, a corporation organized under the laws of the State of Ohio, with its principal place of business at 99 North Front Street, Columbus, Ohio, for a certificate of public convenience and necessity pursuant to Section 7 of the Natural Gas Act, as amended, to authorize Applicant to construct and operate certain facilities, hereinafter more particularly described, which, if constructed, will extend Applicant's existing natural gas transmission system northwardly from Urbana Champaign County, Ohio, to Bellefontaine, Logan County, Ohio, a distance of approximately 18½ miles.

Applicant supplies natural gas at wholesale and retail for ultimate consumption in numerous communities in Ohio.

The facilities which Applicant seeks authority to construct and operate are described in its application as follows:

A natural gas transmission pipe line consisting of 93,500 ft. of 5" and 3,500 ft. of 6" steel pipe extending from the terminus of Applicant's existing 6" transmission line serving the City of Urbana, Champaign County, Ohio, to the City of Bellefontaine, Logan County, Ohio, together with a gas pressure regulating and measuring station near the corporation line of the City of Bellefontaine.

Applicant states that it proposes to furnish natural gas at wholesale to the City of Bellefontaine, a municipal corporation in Logan County, Ohio, now owning and operating a municipal manufactured-gas distribution system which is to be converted for the distribution of natural gas; that the population of Bellefontaine is approximately 9,800 with some 2,700 gas customers; that total sales to the City are estimated at 80,000 Mcf annually with maximum daily requirements of 500 Mcf and minimum daily requirements of 125 Mcf.

Applicant further states that it does not propose to serve main line industrial customers from the new proposed line to the City of Bellefontaine, but that domestic gas service is to be made available to property owners as provided by the terms and conditions of right-of-way agreements; and that a preliminary investigation is in progress concerning possible service to the Village of West Liberty, Logan County, Ohio, located along the proposed transmission line with a population of about 1,200 and now without gas utility service.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 10th day of September, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

J. H. GUTRIDE,  
Acting Secretary.

[F. R. Doc. 45-15993; Filed, Aug. 27, 1945;  
12:21 p. m.]

# INTERSTATE COMMERCE COMMISSION.

[S.O. 352]

## WEIGHING SAND AND GRAVEL RESTRICTED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 24th day of August, A. D. 1945.

It appearing, that shipments of sand and gravel, in carloads originating at Terre Haute, Indiana, and destined to Naval Ordnance Depot, Crane, Indiana, for use on government construction are being weighed on railroad track scales, thus impeding the use, control, supply, movement, and distribution of cars; in the opinion of the Commission an emergency exists requiring immediate action to avoid a shortage of equipment and congestion of traffic: it is ordered, that:

Carloads of sand and gravel, for use on Government construction at Crane, Indiana, not to be weighed. (a) No common carrier by railroad subject to the Interstate Commerce Act shall weigh, or permit to be weighed, any shipment of sand and gravel, in carloads, on any railroad track scales when such traffic originates on or after the effective date of this order at Terre Haute, Indiana, and is destined to Crane, Indiana, for use on government construction at the Naval Ordnance Depot, except that not to exceed 10 cars per week may be weighed to obtain average weights. The operation of all tariff rules or regulations insofar as they conflict with the provisions of this order is hereby suspended.

(b) *Announcement of suspension.* Each of such railroads shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 announcing the suspension of provisions in such tariffs conflicting with this order.

(c) *Effective date.* This order shall become effective at 12:01 a. m., August 26, 1945.

(d) *Expiration date.* This order shall expire at 11:59 p. m., November 30, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15874; Filed, Aug. 25, 1945;  
11:41 a. m.]

[S. O. 70-A, Special Permit 1032]

# RECONSIGNMENT OF LETTUCE AT KANSAS CITY, KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§) 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Kansas, August 21, 1945, by Litman Produce Company, of car PFE 31225, lettuce, now on the Union Pacific Railroad, to Milt Shomberg, Chicago, Illinois (Wabash).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American



Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 21st day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15923; Filed, Aug. 27, 1945;  
11:00 a. m.]

[S. O. 70-A, Special Permit 1033]

#### RECONSIGNMENT OF MELONS AT PITTSBURGH, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Pittsburgh, Pennsylvania, August 21 or 22, 1945, by O'Donnell Fruit Company, of cars RD 8029 and 39141, melons, now on the Pennsylvania Railroad, to John C. Moritz, Philadelphia, Pennsylvania (P. R. R.).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 21st day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15924; Filed, Aug. 27, 1945;  
11:00 a. m.]

[S. O. 70-A, Special Permit 1035]

#### RECONSIGNMENT OF CARROTS AT KANSAS CITY, KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Kansas, August 22, 1945, by Garrett-Holmes Company, of car MDT 6495, carrots, now on the Union

Pacific Railroad, to C. H. Weaver Company, Chicago, Illinois. (Alton).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 22d day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15925; Filed, Aug. 27, 1945;  
11:00 a. m.]

[2d Rev. S. O. 300, Special Permit 42]

#### ICING AND REICING OF POTATOES FROM GREENPORT, LONG ISLAND, N. Y.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Second Revised Service Order No. 300 (10 F.R. 6802), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Second Revised Service Order No. 300 insofar as it applies to the furnishing of initial icing and one reicing in transit only, on car PFE 29620, potatoes, shipped August 21, 1945, from Greenport, L. I., N. Y., by F. H. Vahlsing, Inc., consigned to Weaver & Company, Akron, Ohio. (L. I.-P. R. R.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 21st day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15926; Filed, Aug. 27, 1945;  
11:00 a. m.]

[2d Rev. S. O. 300, Special Permit 43]

#### REFRIGERATION OF POTATOES FROM MATTITUCK, LONG ISLAND, N. Y.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Second Revised Service Order No. 300 (10 F.R. 6802), permission is granted for any common carrier by rail-

road subject to the Interstate Commerce Act:

To disregard the provisions of Second Revised Service Order No. 300 insofar as it applies to the furnishing of standard refrigeration on car PFE 60641, potatoes, August 21, 1945, from Mattituck, L. I., N. Y., by Atlantic Commission Company, to themselves at Miami, Florida, routed L. I., PRR, RF&P, ACL, FEC.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 21st day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15927; Filed, Aug. 27, 1945;  
11:00 a. m.]

[S. O. 323, Special Permit 1]

#### PREICING OF CITRUS FRUIT AT SAN JUAN CAPISTRANO, CALIF.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 323 (10 F.R. 8143), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 323 insofar as it applies to the preicing of a refrigerator car to be loaded with citrus fruit at San Juan Capistrano, California.

This special permit shall become effective at 12:01 a. m., August 22, 1945.

The car order, and the waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 21st day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15929; Filed, Aug. 27, 1945;  
11:00 a. m.]

[Rev. S. O. 345, Gen. Permit 2]

#### REICING OF POTATOES AT CLINTON, OELWEIN OR WATERLOO, IOWA

Pursuant to the authority vested in me by paragraph (g) of the first ordering



paragraph of Revised Service Order No. 345 (10 F.R. 10034), permission is granted for the Chicago and North Western Railway Company (Claude A. Roth, Trustee), the Chicago Great Western Railway Company, and the Illinois Central Railroad Company, common carriers by railroad subject to the Interstate Commerce Act:

To disregard the provisions of paragraph (a) of Revised Service Order No. 345 insofar as it applies to the furnishing of the second and final reicing at Clinton, Iowa by the C. & N. W. Ry., at Oelwein, Iowa by the C. G. W. Ry., or at Waterloo, Iowa by the I. C. RR., when such reicing is so ordered by shippers of the cars to be reiced at these points.

This general permit shall become effective at 12:01 a. m., August 26, 1945, and shall apply only to cars billed on or after that time.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 24th day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15931; Filed, Aug. 27, 1945; 11:00 a. m.]

[Rev. S. O. 346, Special Permit 3]

#### ICING OF CARROTS AT PEORIA, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 346 insofar as it applies to the furnishing of one retop icing in transit only, to maximum capacity as ordered by Mefford Brothers Fruit Company, at Peoria, Illinois, (by TP&W or NYC lines), not later than August 28, 1945, on cars of sacked carrots, as follows:

URT 86504, from Canoga Park, Calif., August 11, 1945, consigned to QMMC, U. S. Army, Boston, Massachusetts,

ART 17839, from Canoga Park, Calif., August 14, 1945, consigned to U. S. Navy, Providence, Rhode Island.

PFE 42155, from Los Angeles, Calif., August 15, 1945, consigned to QMMC, U. S. Army, Boston, Massachusetts.

all routed SP, RI, TP&W, LV, NYNH&H, and PFE 45328, from Canoga Park, Calif., August 17, 1945, consigned to U. S. Navy, Norfolk, Virginia, routed SP, RI, Big 4, NYC, Vgn.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent

of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 21st day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15932; Filed, Aug. 27, 1945; 11:00 a. m.]

[Rev. S. O. 346, Special Permit 4]

#### ICING OF CELERY AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 346 insofar as it applies to the furnishing of not to exceed eight thousand (8,000) pounds of retop ice one time only, by the C. G. W. Railroad, at Chicago, Illinois, not later than August 30, 1945, as ordered by Wesco Foods Company, on car PFE 93609, celery, now en route from Ogden, Utah (August 20, 1945), consigned to Kroger Grocery and Baking Company, Ft. Wayne, Indiana, routed (UP-OGW-NKP).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 22d day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15933; Filed, Aug. 27, 1945; 11:00 a. m.]

#### OFFICE OF DEFENSE TRANSPORTATION.

#### POSSESSION, CONTROL, AND OPERATION OF THE TRANSPORTATION SYSTEM, PLANTS, AND FACILITIES OF THE ILLINOIS CENTRAL RAILROAD CO.

##### NOTICE AND ORDER

To Illinois Central Railroad Company, Chicago, Illinois:

1. You are hereby notified that, by order of the President of the United States (Executive Order 9602<sup>1</sup>), possession and control of your transportation

<sup>1</sup> *Supra*, this issue.

system, including all real and personal property, plants, facilities, and other assets, wherever situated, used or useful in connection with the operation of such system, are hereby taken and assumed by the Director of the Office of Defense Transportation as of 12:01 o'clock a. m., e. w. t., on the 24th day of August 1945. Possession and control is not taken of any of your property, plants, facilities, or other assets, which are not used or useful in the operation of your transportation system.

2. The purpose of possession, control, and operation of your transportation system and properties by the United States pursuant to said Executive Order is to assure the maintenance of an effective system of transportation for military and civilian freight and passenger traffic movements.

3. Effective this date, W. F. Kirk is hereby appointed Federal Manager of the transportation system and properties taken hereunder, with full authority, subject to my direction:

(a) To possess, control, and operate, or arrange for the operation of the system and properties taken hereunder in such manner as may be necessary to carry out the provisions, and to accomplish the purposes of the Executive order, through or with the aid of such public or private agencies, persons, or corporations, as he may designate;

(b) Subject to the provisions of the Executive order, to manage or operate, or arrange for the management or operation of said system and properties under such terms and conditions of employment as he deems advisable and proper;

(c) From time to time, to return to you such real or personal property, or other assets, as he determines to be unnecessary to the operation of your transportation system; and

(d) To request the Secretary of War or such persons as he may designate, to furnish protection for persons employed or seeking employment with the transportation system of which possession is taken hereunder and the properties of such system, and to furnish equipment, manpower, and other facilities or services necessary to carry out the provisions, and to accomplish the purposes of the Executive order of the President.

4. Copies of this notice and order shall be posted by you in your principal place of business, and in each office, terminal, freight station, and passenger station maintained in connection with the operation of your transportation system.

Issued at Washington, D. C., this 23d day of August 1945.

J. M. JOHNSON,  
Director,  
Office of Defense Transportation.

[F. R. Doc. 45-15778; Filed, Aug. 24, 1945; 11:30 a. m.]

[Certain Special Orders ODT, LB Series, Revocation]

#### DIRECTIONS GOVERNING LOCAL PASSENGER TRANSPORT

Pursuant to Executive Orders 8989, as amended, 9156, and 9294; It is hereby



ordered. That Special Orders ODT LB-4, Revised (8 F.R. 462), and LB-5 (7 F.R. 9261), be, and the same are hereby, revoked effective October 1, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9294, 8 F.R. 221)

Issued at Washington, D. C., this 24th day of August 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-15849; Filed, August 25, 1945;  
8:55 a. m.]

[Special Orders ODT, B Series, Revocation]

#### DIRECTIONS GOVERNING OPERATIONS OF INTERCITY PASSENGER CARRIERS BY MOTOR VEHICLE

Pursuant to Executive Orders 8989, as amended, and 9156: *It is hereby ordered, That:*

(1) Special Orders ODT B-1, as amended (7 F.R. 3863, 4284), B-2, as amended (7 F.R. 4240, 9 F.R. 10310), B-3 (7 F.R. 4391), B-4, as amended (7 F.R. 4392, 10 F.R. 2415), B-5, as amended (7 F.R. 4506, 5451), B-6 (7 F.R. 4935), B-7 (7 F.R. 5451), B-8 (7 F.R. 5452), B-9, as amended (7 F.R. 5926, 8 F.R. 1160, 11000, 9 F.R. 5092, 10310, 10 F.R. 2416, 6603), B-10, as amended (7 F.R. 5926, 6698), B-11, as amended (7 F.R. 6093, 6798), B-12 (7 F.R. 6094), B-13A, as amended (9 F.R. 5706, 13870), B-14 (7 F.R. 6507), B-15 (7 F.R. 6698), B-16 (7 F.R. 6910), B-17 (7 F.R. 6910), B-18 (7 F.R. 7112), B-19 (7 F.R. 7112), B-20 (7 F.R. 7113), B-21 (7 F.R. 7113), B-22 (7 F.R. 7265), B-23 (7 F.R. 7266), B-24 (7 F.R. 7266), B-25 (7 F.R. 7266), B-26 (7 F.R. 7414), B-27 (7 F.R. 8444), B-28 (7 F.R. 9012), B-29 (7 F.R. 9013), B-30 (7 F.R. 9263), B-31, as amended (7 F.R. 9367, 9 F.R. 2576), B-32, as amended (7 F.R. 9643, 8 F.R. 7406), B-33 (7 F.R. 10241), B-34 (7 F.R. 10413), B-35 (8 F.R. 1697), B-36 (8 F.R. 1698), B-37 (8 F.R. 1766), B-38 (8 F.R. 3379), B-39 (8 F.R. 3379), B-40 (8 F.R. 4671), B-41 (8 F.R. 5122), B-42 (8 F.R. 5506), B-43 (8 F.R. 5865), B-44 (8 F.R. 7362), B-46 (8 F.R. 12030), B-47 (8 F.R. 12031), B-48 (8 F.R. 12840), B-49 (8 F.R. 14641), B-50 (8 F.R. 15630), B-51 (9 F.R. 1189), B-52, as amended (9 F.R. 1190, 7176), B-53 (9 F.R. 2443), B-54 (9 F.R. 6126), B-55 (9 F.R. 6127), B-56 (9 F.R. 9627), B-57 (9 F.R. 11086), B-58 (9 F.R. 11440), B-59 (10 F.R. 355), B-60 (10 F.R. 4369), and B-61 (10 F.R. 9245), be, and they are hereby revoked.

(2) Any carrier named in any special order listed in paragraph (1) of this revocation order may at any time be relieved from compliance with the terms of such special order by serving written notice upon the other carriers named in the special order of its desire to be so relieved: *Provided*, That, where but one carrier is named in such special order, the carrier may at any time be relieved from compliance with the terms of the special order by serving written notice upon the Highway Transport De-

partment, Office of Defense Transportation, Washington 25, D. C., of its desire to be so relieved.

Paragraph (1) of this revocation order shall become effective September 30, 1945. Paragraph (2) of this revocation order shall become effective August 25, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349)

Issued at Washington, D. C., this 25th day of August 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-15859; Filed, Aug. 25, 1945;  
10:21 a. m.]

[Special Orders ODT, E Series, Revocation]

#### EXPEDITING COLLECTION AND DELIVERY OF LINE-HAUL SHIPMENTS

Pursuant to Executive Orders 8989, as amended, and 9156: *It is hereby ordered*, That the following described orders, be, and they are hereby, revoked, effective November 1, 1945:

Special Orders ODT E-1 (9 F.R. 6573), E-2A (10 F.R. 1801), E-3 (9 F.R. 12557), E-4 (10 F.R. 417), E-5 (10 F.R. 754), E-6 (10 F.R. 418), E-7 (10 F.R. 419), E-8 (10 F.R. 903), E-9 (10 F.R. 1802), E-10 (10 F.R. 1804), E-11 (10 F.R. 2454), E-12A (10 F.R. 5542), E-13 (10 F.R. 3881), E-14 (10 F.R. 3569), E-15 (10 F.R. 4369), E-16 (10 F.R. 4996), E-17 (10 F.R. 5604), and E-18 (10 F.R. 5966).

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349)

Issued at Washington, D. C., this 25th day of August 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-15860; Filed, Aug. 25, 1945;  
10:21 a. m.]

[Special Orders ODT, LB Series, Revocation]

#### DIRECTIONS GOVERNING LOCAL PASSENGER TRANSPORT

Pursuant to Executive Orders 8989, as amended, 9156, and 9294, it is hereby ordered that Special Orders ODT LB-9 (7 F.R. 9263), LB-12, as amended (8 F.R. 8576, 9 F.R. 4622), and LB-12-1 (8 F.R. 13410), be, and they are hereby, revoked effective November 1, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9294, 8 F.R. 221)

Issued at Washington, D. C., this 25th day of August 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-15917; Filed, Aug. 27, 1945;  
10:21 a. m.]

#### OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Amdt. 1 to Rev. Order 3261]

#### CERTAIN ARTICLES OF UPHOLSTERED FURNITURE

##### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14, *It is ordered:*

Revised Order No. 3261 under Maximum Price Regulation No. 188 is amended in the following respects:

1. Part 3, consisting of paragraphs (d), (e), (f), and (g) is hereby deleted.
2. New Parts 3, 4, 5, and 6, consisting of paragraphs (d), (e), (f), (g), (h), (i), (j), and (k) are added to read as follows:

#### PART 3—MAXIMUM PRICES OF "RETAILERS" WHO DID NOT SELL UPHOLSTERY FABRICS SEPARATELY DURING MARCH 1942

If the "retailer" during March, 1942 was not engaged in the business of selling upholstery fabrics separately by the yard his maximum prices are as follows:

(d) "Retailers" who can use MPR 580 pricing charts. (1) If the "retailer" owns the cover fabric and his maximum prices on sales of articles of upholstered furniture to his purchaser are generally determined under a pricing chart prepared in accordance with Maximum Price Regulation No. 580, then his maximum price for the completed article is the price determined under Maximum Price Regulation No. 580 by using as net cost the total of his supplier's net maximum price for the article when covered with "customer's own material" plus the cost of the cover fabric computed as follows:

(i) If the cover fabric was purchased from the fabric manufacturer or from the converter, the cost of the cover fabric is the amount paid for the cover fabric.

(ii) If it was purchased from any other seller who certifies that he has filed his maximum price for the fabric with the Office of Price Administration, Washington, D. C. (as required by Maximum Price Regulation No. 39) and gives the date of such filing, the cost of the cover fabric is 75 percent of the amount paid for the cover fabric.

(iii) If it was purchased from any other seller, the cost of the cover fabric is 50 percent of the amount paid for the cover fabric.

(2) If the cover fabric is owned by the ultimate consumer, but it was bought from the same "retailer", the "retailer's" maximum price for the article when covered with such fabric is the same as his maximum price for the completed article (determined as if the "retailer" owned the fabric) less the amount he charged for the cover fabric.



(3) If the cover fabric is owned by the ultimate consumer and the fabric was not bought from the same "retailer", the "retailer's" maximum price for the article when covered with such fabric is the price determined as provided in paragraph (d) (1) above using as net cost an amount no greater than his supplier's maximum price for the article when covered with the "consumer's own material".

(e) "Retailers" who cannot use MPR 580 pricing charts. A seller covered by this part, who cannot find his maximum price under paragraph (d) above determines his maximum prices as follows:

(1) If the seller owns the cover fabric, his maximum price for the completed article is:

(a) The highest price he charged during March 1942 for the same article; or

(b) If he did not make a delivery or offer for delivery of the same article during March 1942, then his maximum price is the price determined according to the method and procedure set forth in section 1499.3 (a) of the General Maximum Price Regulation, using as his "cost" of the completed article an amount no higher than the total of his supplier's maximum price for the article when covered with "customer's own material" plus the cost of the cover fabric computed as follows:

(i) If the cover fabric was purchased from the fabric manufacturer or from the converter, the cost of the cover fabric is the amount paid for the cover fabric.

(ii) If it was purchased from any other seller who certifies that he has filed his maximum price for the fabric with the Office of Price Administration, Washington, D. C. (as required by Maximum Price Regulation No. 39) and gives the date of such filing, the cost of the cover fabric is 75 percent of the amount paid for the cover fabric.

(iii) If it was purchased from any other seller, the cost of the cover fabric is 50 percent of the amount paid for the cover fabric.

(c) If the seller's maximum price cannot be determined under the preceding provisions, then his maximum price is the price approved by the Office of Price Administration according to the method and procedure set forth in § 1499.3 (c) of the General Maximum Price Regulation upon application setting forth as the cost of the completed article the amount specified in subparagraph (1) (b) above.

(2) If the cover fabric is owned by the ultimate consumer, but it was bought from the same "retailer", the "retailer's" maximum price for the article when covered with such fabric is the same as his maximum price for the completed article (determined as if the "retailer" owned the fabric) less the amount he charged for the cover fabric.

(3) If the cover fabric is owned by the ultimate consumer and the fabric was not bought from the same "retailer", the "retailer's" maximum price for the article when covered with such fabric is the price determined as provided in para-

graph (e) (1) above using as cost an amount no greater than his supplier's maximum price for the article when covered with the "customer's own material."

#### PART 4—MAXIMUM PRICES OF "RETAILERS" WHO SOLD UPHOLSTERY FABRICS SEPARATELY DURING MARCH 1942

If the "retailer" during March 1942 was engaged in the business of selling upholstery fabrics separately by the yard, his maximum prices are as follows:

(f) "Retailers" who can use MPR 580 pricing charts. (1) If the "retailer" does not himself own the cover fabric and his maximum prices on sales of articles of upholstered furniture to his purchaser are generally determined under a pricing chart prepared in accordance with Maximum Price Regulation No. 580, then his maximum price for the article when covered with the "customer's own material" is the price determined under Maximum Price Regulation No. 580 by using as net cost an amount no higher than his supplier's net maximum price for sales to him of the article covered with the "customer's own material."

(2) If the "retailer" owns the cover fabric, his maximum price for the completed article is the sum of his maximum price for the article when covered with the "customer's own material" and his maximum price for the upholstery fabric.

(g) "Retailers" who cannot use MPR 580 pricing charts. A seller covered by this part who cannot find his maximum price under paragraph (f) above determines his maximum prices as follows:

(1) If the seller does not himself own the cover fabric, his maximum price for the article when covered with the "customer's own material" is:

(a) The highest price he charged during March 1942 for the same articles; or

(b) If he did not make a delivery or offer for delivery of the same article during March 1942, then his maximum price is the price determined according to the method and procedure set forth in section 1499.3 (a) of the General Maximum Price Regulation using as his "cost" an amount no higher than his supplier's maximum price for sales to him of the article covered with the "customer's own material."

(c) If he cannot determine his maximum price under the preceding provisions, then his maximum price is the price approved by the Office of Price Administration according to the method and procedure set forth in § 1499.3 (c) of the General Maximum Price Regulation upon application setting forth as the cost of the article the amount specified in subparagraph (ii) above.

(2) If the seller owns the cover fabric, his maximum price for the completed article is the sum of his maximum price for the article when covered with the "customer's own material" and his maximum price for the upholstery fabric.

#### PART 5—MAXIMUM PRICES OF "WHOLESALE"ERS

(h) "Wholesalers" who did not sell upholstery fabrics separately during

March 1942. If the "wholesaler" during March 1942 was not engaged in the business of selling upholstery fabrics separately by the yard, he determines his maximum prices as follows:

(1) If the seller owns the cover fabric, his maximum price for the completed article is the price determined according to the method set forth in paragraph (e) (1) above.

(2) If the cover fabric is owned by the person buying the article of furniture, but it was bought from the same "wholesaler", the "wholesaler's" maximum price for the article when covered with such fabric is his maximum price for the completed article (determined as if he owned the fabric) less the amount he charged for the cover fabric.

(3) If the cover fabric is owned by the person buying the article of furniture and the fabric was not bought from the same "wholesaler", the "wholesaler's" maximum price for the article when covered with such fabric is the price determined as provided in paragraph (e) (1) above using as cost an amount no greater than his supplier's maximum price for the article when covered with the "customer's own material."

(i) "Wholesalers" who sold upholstery fabrics separately during March 1942. If the "wholesaler" during March 1942 was engaged in the business of selling upholstery fabrics separately by the yard, he determines his maximum prices according to the method set forth in paragraph (g) (1) or (g) (2) above, whichever is applicable.

#### PART 6—GENERAL PROVISIONS

(j) Maximum prices for upholstery fabrics. The "retailer's" maximum price for upholstery fabric sold separately by the yard is the price properly established in accordance with Maximum Price Regulation No. 580 or other applicable regulation and the "wholesaler's" maximum price for upholstery fabric sold separately by the yard is the price properly established in accordance with Maximum Price Regulation No. 39, or other applicable regulation.

(k) Delegation of authority. The Price Administrator, or any Regional Administrator, or any District Director so authorized by the Regional Administrator may at any time approve or disapprove maximum prices reported, or proposed under paragraphs (e), (g), and (i) above and may at any time revise maximum prices established under those provisions so as to bring them in line with the level of maximum prices established for sales of similar articles of upholstered furniture.

This amendment shall become effective on the 1st day of September 1945.

Issued this 27th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15969; Filed, Aug. 27, 1945; 11:27 a. m.]



[Order 89 Under Order 375 Under 3 (b)]

## WESTERN PROCESSED FOOD CO.

## AUTHORIZATION OF MAXIMUM PRICES

Order 89 under order 375 of § 1499.3 (b) of the General Maximum Price Regulation; Western Processed Food Company; Docket No. 6035.2-GMPR-ORD 375-221.

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered*, That:

Authorization of maximum prices governing sales of "Monte's Chocolate Flavored Caramel Bar," a confectionery item manufactured by Western Processed Food Company, Los Angeles, California.

(a) The maximum prices for the sales indicated below of "Monte's Chocolate Flavored Caramel Bar," one-pound size, manufactured by the Western Processed Food Company, 914-916 North Western Avenue, Los Angeles, California, in accordance with the formula contained in its price application dated April 13, 1945, shall be as follows:

(1) From Western Processed Food Company to all classes of purchasers: Per 1-lb. bar, f. o. b. factory, \$0.49½.

(2) For sales by wholesalers to retailers: Per 1-lb. bar, delivered, \$0.60.

(3) For sales by retailers to consumers: Per 1-lb. bar, \$0.79.

(b) The prices established in this order are the highest prices for which "Monte's Chocolate Flavored Caramel Bar" may be sold by the respective sellers. All sellers, on sales of this item, shall reduce the above appropriate maximum prices by applying the customary discounts, allowances, and price differentials which have been applied to sales of other comparable candy items.

(c) Western Processed Food Company shall mail or otherwise supply to its purchasers, at the time of or prior to the first delivery to such purchaser, the following notice:

The Office of Price Administration has authorized us to sell our "Monte's Chocolate Flavored Caramel Bar" to all classes of purchasers at a maximum price of \$0.49½ per one-pound bar, f. o. b. our factory. Wholesalers are authorized to sell this item at a maximum price of \$0.60 per one-pound bar, delivered. Retailers are authorized to sell this item to consumers at a maximum price of \$0.79 per one-pound bar. All sellers, on sales of this item, are required to reduce their maximum prices by applying the customary discounts, allowances and price differentials which have been applied to sales of comparable candy items.

(d) This order may be revoked or amended by the Office of Price Administration.

(e) This order No. 89 shall become effective August 24, 1945.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419).

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15699; Filed, Aug. 23, 1945;  
11:41 a. m.]

[Order 52 Under 3 (e), Amdt. 1]

## FLEXOID PRODUCTS, INC.

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.3 (e) (3), Order No. 52, issued June 2, 1945, is amended in the following respects:

1. Paragraph (a) is amended by changing in the table the prices for Rustflex to read as follows:

Product	Size	Maximum price	For sales to—
Rustflex.....	1 pint.....	\$0.825	Jobber.
	1 pint.....	1.10	Retailer.
	1 pint.....	1.65	Consumer.
	1 gallon.....	3.30	Jobber.
	1 gallon.....	4.40	Retailer.
	1 gallon.....	6.60	Consumer.

2. Paragraph (d) is amended by changing in the table the prices for Rustflex to read as follows:

Rustflex:  
1 pint maximum retail price—\$1.65.  
1 gallon maximum retail price—\$6.60.

This amendment shall become effective August 24, 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15698; Filed, Aug. 23, 1945;  
11:51 a. m.]

[MPR 120, Order 1445]

## ASHLAND MINING &amp; FUEL CO. ET AL.

## ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered*:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

ASHLAND MINING & FUEL CO., P. O. BOX 1110, ASHLAND, KY., MEAD NO. 1, NO. 8 SEAM, MINE INDEX NO. 7459, BOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, MEADS, KY., F. O. G. 61, STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.															
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21		
Price classification.....	M	M	M	M	K	K	J	G	E	G	F	L	L	L		
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	325	325	360	310	300	295	295		
Truck shipment.....	395	375	350	350	335	310	275	270								

BLACK HAWK COAL CO., ORLANDO, KY., BLACK HAWK MINE, HORSE CREEK SEAM, MINE INDEX NO. 7446, ROCKCASTLE COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT, MT. VERNON, KY., F. O. G. 111, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification.....	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel.....	380	380	375	375	375	365	345	340	340	375	330	315	310	310
Truck shipment.....	395	375	350	350	335	310	275	270						

CAMPBELL & KILBOURN COAL CO., BLACKY, KY., CAMPBELL & KILBOURN MINE, HAZARD NO. 4 SEAM, MINE INDEX NO. 7456, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, BLACKY, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification.....	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Truck shipment.....	395	375	350	350	335	310	275	270						

HOGG COAL CO., c/o EARL HOGG, BLACKY, KY., HOGG MINE, HAZARD NO. 4 SEAM, MINE INDEX NO. 7455, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, BLACKY, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification.....	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Truck shipment.....	395	375	350	350	335	310	275	270						

<sup>1</sup> Subject to the provisions of Order No. 1432 under MPR/120 issued and effective July 23, 1945 above rail prices plus 50¢.



ment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton

f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.220 and all other provisions of Maximum Price Regulation No. 120.

BEAN COAL CO., CLAYTON, KY., BEAN NO. 2 MINE, 11TH SEAM, MINE INDEX NO. 2032, MUELENBERG COUNTY, KY., RAIL SHIPPING POINT, DRAKESBORO, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND LOADING MINE

	Size group Nos.						
	1 to 6, incl.	7	8 to 12, incl.	13, 14	15 to 20, incl.	21 to 25, incl.	26 to 30, incl.
Rail shipments and railroad fuel	240	230	220	210	200	195	185
Consolidated size groups	A	B	C	D	E	F	G
Truck shipment	300	265	255	220	200	195	185

CLARKSON COAL CORP., MADISONVILLE, KY., MILLER-CLARKSON MINE, 9TH SEAM, MINE INDEX NO. 2041, HOPKINS COUNTY, KY., RAIL SHIPPING POINT, ST. CHARLES, KY., STRIP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO STRIP MINED COAL

Rail shipments and railroad fuel	226	216	206	196	186	181	171
Consolidated size groups	A	B	C	D	E	F	G
Truck shipment	286	251	241	206	186	181	171

MAUGER CONSTRUCTION CO., 8 EAST LONG ST., COLUMBUS, OHIO, PAU MAU MINE, 9TH SEAM, MINE INDEX NO. 2034, MUELENBERG COUNTY, KY., RAIL SHIPPING POINT, GREENVILLE, KY., STRIP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO STRIP MINED COAL

Rail shipments and railroad fuel	226	216	206	196	186	181	171
Consolidated size groups	A	B	C	D	E	F	G
Truck shipment	286	251	241	206	186	181	171

NEWMAN & BRACKETT, MORTONS GAP, KY., MORTONS GAP MINE, 11TH SEAM, MINE INDEX NO. 2037, HOPKINS COUNTY, KY., RAIL SHIPPING POINT, EARLINGTON, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND LOADING MINE

Rail shipments and railroad fuel	240	230	220	210	200	195	185
Consolidated size groups	A	B	C	D	E	F	G
Truck shipment	300	265	255	220	200	195	185

WEST KENTUCKY COAL CO., EARLINGTON, KY., EAST DIAMOND MINE, 11TH SEAM, MINE INDEX NO. 2040, HOPKINS COUNTY, KY., RAIL SHIPPING POINT, MADISONVILLE, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO MACHINE LOADED COAL

Rail shipments and railroad fuel	225	216	206	196	186	181	171
Consolidated size groups	A	B	C	D	E	F	G
Truck shipment	286	251	241	206	186	181	171

WHITE CONSOLIDATED, INC., 1735 FULLERTON AVE., CHICAGO, ILL., WHITE MINE, 6TH SEAM, MINE INDEX NO. 2038, HOPKINS COUNTY, KY., RAIL SHIPPING POINT, ST. CHARLES, KY., STRIP MINE, MAXIMUM PRICE GROUP 2, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO STRIP MINED COAL

Rail shipments and railroad fuel	276	231	216	206	196	186	171
Consolidated size groups	A	B	C	D	E	F	G
Truck shipment	286	251	241	206	186	181	171

MORRISVALE COAL CO., INC., MORRISVALE, W. VA., MORRISVALE NO. 1 MINE, NO. 5 BLOCK SEAM, MINE INDEX NO. 7447, BOONE COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT, MORRISVALE, W. VA., F. O. G. 123, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.														
	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Price classification	J	J	J	J	H	H	G	G	F	G	C	G	G	G	G
Rail shipments and railroad fuel	390	385	375	375	360	350	330	325	325	325	325	315	310	300	295
Truck shipment	420	400	365	365	335	315	275	270							

STURGEON COAL CO., WHITESBURG, KY., STURGEON MINE, STURGEON SEAM, MINE INDEX NO. 7445, LEE COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, HEIDELBERG, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	K	K	K	K	K	J	J	H	G	G	J	D	M	M	M
Rail shipment	380	375	365	365	360	350	330	325	325	325	325	315	280	275	270
Railroad fuel	380	375	365	365	360	350	330	325	325	325	325	315	280	275	270
Truck shipment	395	375	350	350	335	310	275	270							

TURNER ELKHORN MINING CO., DRIFT, KY., COLUMBIA NO. 1 MINE, ELKHORN NO. 2 SEAM, MINE INDEX NO. 7416, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, DRIFT, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	H	H	H	H	H	H	H	G	E	C	E	C	G	G	G
Rail shipments and railroad fuel	395	390	375	375	360	350	330	330	330	330	330	330	315	300	295
Truck shipment	420	400	365	365	335	315	275	270							

TURNER ELKHORN MINING CO., DRIFT, KY., COLUMBIA NO. 2 MINE, ELKHORN NO. 2 SEAM, MINE INDEX NO. 7417, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, DRIFT, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	H	H	H	H	H	H	H	G	E	C	E	C	G	G	G
Rail shipments and railroad fuel	395	390	375	375	360	350	330	330	330	330	330	330	315	300	295
Truck shipment	420	400	365	365	335	315	275	270							

TURNER ELKHORN MINING CO., DRIFT, KY., COLUMBIA NO. 3 MINE, ELKHORN NO. 2 SEAM, MINE INDEX NO. 7430, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, DRIFT, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	H	H	H	H	H	H	H	G	E	C	E	C	G	G	G
Rail shipments and railroad fuel	395	390	375	375	360	350	330	330	330	330	330	330	315	300	295
Truck shipment	420	400	365	365	335	315	275	270							

<sup>1</sup> Subject to the provisions of Order 1432 under M. P. R./120 as amended—above rail prices plus 50¢.

This order shall become effective August 24, 1945.

§ 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 9.

The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment.

JAMES G. ROGERS, JR.,  
Acting Administrator.

[F. R. Doc. 45-15677; Filed, Aug. 23, 1945; 11:51 a. m.]

[MPR 120, Order 1446]

BEAN COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with



This order shall become effective August 24, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15679; Filed, Aug. 23, 1945; 11:49 a. m.]

[RMPR 136, Amdt. 1 to Order 481]

MODERN-BOND CORP.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 481 under Revised Maximum Price Regulation No. 136. Machines, parts and industrial equipment; Modern-Bond Corporation; Docket No. 2-2136-6.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, it is ordered:

Paragraph (b) of Order No. 481 under Revised Maximum Price Regulation 136 is amended in the following respect:

Item No. 5, now listed in the table in paragraph (b) as Type "M-1" Foot crowner, maximum price \$280.00, is amended to read: Type "E" Foot Soda Machine, maximum price \$280.00.

Paragraph (c) of Order No. 481 under Revised Maximum Price Regulation 136 is amended to read as follows:

The maximum net prices of Modern-Bond Corporation for its sales to any of its classes of purchasers of any repair parts for the machines listed in paragraphs (b) and (d) hereof shall be determined by multiplying the maximum net prices which it had in effect to such class of purchaser for such parts by 113%.

This amendment shall become effective August 24, 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15700; Filed, Aug. 23, 1945; 11:51 a. m.]

BILL'S BRANCH COAL CO., c/o R. D. PLATT, MULLENS, W. VA., MULLENS MINE, POCAHONTAS NO. 3 SEAM, MINE INDEX NO. 1065, WYOMING COUNTY, W. VA., SUBDISTRICT 5, RAIL SHIPPING POINT: MULLENS, W. VA., DEEP MINE

Size group Nos.									
1	2	3	4	5	6	7	8	9	10
D	D	C	A	A	B	B	B	B	B
410	420	430	385	375	410	380	390	345	340
405	415	445	380	365	360				

Imperial Smokeless Coal Co., 601 First National Bank Bldg., Welch, W. Va., No. 1 Mine, Sewell Seam, Mine Index No. 156, Greenbrier County, W. Va., Subdistrict 1, Rail Shipping Point: Quinwood, W. Va.

Price classification.....	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)
Rail shipment.....	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)
Truck shipment.....	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)

Refuse coal: 305.

Imperial Smokeless Coal Co., 601 First National Bank Bldg., Welch, W. Va., No. 2 Mine, Sewell Seam, Mine Index No. 322, Nicholas County, W. Va., Subdistrict 1, Rail Shipping Point: Quinwood, W. Va.

Price classification.....	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)
Rail shipment.....	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)
Truck shipment.....	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)

Refuse coal: 305.

Raleigh Wyoming Mining Co., 230 South Clark St., Chicago 4, Ill., Glen Rogers Mine, Beckley Seam, Mine Index No. 73, Wyoming County, W. Va., Subdistrict 5, Rail Shipping Point: Mulleens, W. Va., Deep Mine

Price classification.....	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)
Rail shipment.....	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)
Truck shipment.....	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)

Trace Fork Coal & Lumber Co., Mulleens, W. Va., Trace Fork Mine, Beckley Seam, Mine Index No. 1067, Wyoming County, W. Va., Subdistrict 5, Rail Shipping Point: Mulleens, W. Va., Deep Mine

Price classification.....	B	B	A	A	A	B	B	B	B
Rail shipment.....	425	435	440	385	375	410	380	340	340
Truck shipment.....	435	445	445	380	365	390			

Vera Pocahontas Coal Co., 601 First National Bank Bldg., Welch, W. Va., Vera No. 5 Mine, Pocahontas No. 13 Seam, Mine Index No. 1065, McDowell County, W. Va., Subdistrict 3, Rail Shipping Point: Landgraaf, W. Va., Deep Mine

Price classification.....	D	D	C	A	A	B	B	D	D
Rail shipment.....	410	420	430	385	375	410	350	335	330
Truck shipment.....	425	435	445	380	365	360			

Railroad locomotive fuel: For the following mine index Nos. 1065, 1067, and 1065:  
Any single-screened lump or double-screened coals:  
Run of mine..... 305  
Screenings, larger than 1 1/2" x 0 but not exceeding 2 1/2" x 0..... 305  
Screenings 1 1/2" x 0 and smaller..... 340  
\* Previously established.  
\* Railroad Fuel.

The maximum prices listed in this order include the increase in maximum prices where authorized by amendment No. 146 to MPR 120 which became effective Aug. 3, 1945.

The maximum prices listed in this order include the increase in maximum prices where authorized by Amendment No. 146 to MPR 120 which became effective August 3, 1945.

This order shall become effective August 24, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15678; Filed, Aug. 23, 1945; 11:50 a. m.]

[MPR 120, Order 1447]

BILL'S BRANCH COAL CO. ET AL.  
ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with \$ 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 7. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of \$ 1340.213 and all other provisions of Maximum Price Regulation No. 120.



[RMPR 136, Order 492]

MANNING, MAXWELL AND MOORE, INC.  
AUTHORIZATION OF MAXIMUM PRICES

Order No. 492 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Manning, Maxwell, and Moore, Incorporated; Docket No. 6083-136.21-412.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) The maximum prices for sales of "Budgit" chain blocks by Manning, Maxwell and Moore, Incorporated, Muskegon, Michigan, shall be determined as follows: The manufacturer shall add to the maximum prices he had in effect just prior to this order the following amounts:

Item	Maximum Increase
1/4 and 1/2 ton "Budgit" chain blocks...	\$8.69
1 ton "Budgit" chain blocks.....	7.12

(b) The maximum prices for sales of "Budgit" chain blocks by resellers shall be determined as follows: The reseller shall add to the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, the amount, in dollars and cents, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by this order.

(c) Manning, Maxwell and Moore, Incorporated, shall notify each person who buys "Budgit" chain blocks for resale of the dollar and cents amounts by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective August 23, 1945.

Issued this 22d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15701; Filed, Aug. 23, 1945; 11:41 a. m.]

[MPR 188, Revocation of Order 3885]

MONARCH TOOL AND INSTRUMENT CO.

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered*, That Order No. 3885 issued under § 1499.158 of Maximum Price Regulation No. 188 is hereby revoked.

This order of revocation shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15681; Filed, Aug. 23, 1945; 11:44 a. m.]

No. 109—G

[RMPR 137, Order 5]

## AVIATION GASOLINE IN CALIFORNIA, WASHINGTON AND OREGON

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith; *It is ordered:*

That where a dealer in the States of California, Oregon, or Washington, made no sales from a retail establishment of aviation gasoline below 87 octane ASTM in March, 1942, the maximum price shall be the highest price charged to a purchaser of the same class by such seller at each retail establishment during December, 1941, for each grade of aviation gasoline below 87 octane ASTM.

*It is further ordered*, That all airport dealers in the States of California, Oregon and Washington shall, within 15 days after the date of this order, file with the Petroleum Branch of the Office of Price Administration, 1031 So. Broadway, Los Angeles 15, California, a statement setting forth his maximum prices to each class of purchaser for aviation gasoline below 87 octane ASTM as determined pursuant to this order.

Where an airport dealer cannot determine a maximum price under this order, such airport dealer shall file a tentative price under the provisions of section 11 (b) of Revised Maximum Price Regulation No. 137.

This order may be revoked or amended at any time by the Office of Price Administration.

NOTE: The reporting and record keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order No. 5 shall become effective the 28th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15702; Filed, Aug. 23, 1945; 11:42 a. m.]

[MPR 188, Order 4 Under Rev. Order 2525]

## AEOLIAN AMERICAN CORP.

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to paragraph (d) (2) of Revised Order 2525 under § 1499.159b of Maximum Price Regulation No. 188; *it is ordered:*

(a) *Manufacturer's maximum prices for all sales except at retail.* The Aeolian American Corporation, East Rochester, New York, herein called the manufacturer may increase its maximum prices for sales of new pianos of its manufacture, in effect prior to October 7, 1944, to each class of purchaser, for all sales except sales at retail as follows:

(1) Subtract the Federal excise tax and any amount for freight which is included in the price.

(2) To this figure add 37.55% thereof.

(3) The result is the new maximum price to each class of purchaser. The Federal excise tax payable on that maxi-

mum price and any freight deducted may be added.

(b) *Maximum prices for sales at retail.* The maximum price for a sale or delivery by the manufacturer on or after the effective date of this order or by a retailer of a piano which he receives on or after the effective date of this order (except for a sale by mail order) is the total of the following, adjusted upward or downward to the nearest dollar.

(1) The manufacturer's highest maximum price to retailers as established under paragraph (a) of this order (exclusive of freight and Federal excise tax).

(2) The applicable markup of the following: If the manufacturer's highest maximum price (exclusive of freight and Federal excise tax) is:

(i) Not more than \$225, add 68% of such maximum price.

(ii) Between \$225.01 and \$338.00, add 65% of such maximum price, or \$153.00, whichever is greater.

(iii) Between \$338.01 and \$564.00, add 60% of such maximum price, or \$219.70, whichever is greater.

(iv) Over \$564.00 add 58% of such maximum price or \$338.40, whichever is greater.

(3) The amount of Federal excise tax payable by the manufacturer.

(4) The freight allowances indicated in paragraph (e) (2) (i) and (e) (2) (ii) (a) of Revised Order 2525 under Maximum Price Regulation No. 188.

The maximum retail prices as computed include the Federal excise tax and the permissible charge for freight. No additional amounts may be added there-to on account of these terms. Each seller at retail shall continue to furnish the services he customarily furnished in March 1942 on the sale of a new piano, as, for example, free delivery, tuning, etc. In addition, a seller at retail shall continue in effect, terms, discounts, trade in and other allowances no less favorable to the purchaser than he allowed in March 1942. Local and state taxes and credit charges (in accordance with paragraph (i) of Revised Order 2525) may be added, together with other price differentials for which the seller at retail customarily made a separately stated charge during March 1942.

(c) *Applicability of provisions of Revised Order 2525.* The following paragraphs of Revised Order 2525 are specifically applicable to the pianos for which adjusted maximum prices are established by this order:

(c) *Manufacturers' maximum prices for new or changed models.*

(f) *Tagging.*

(k) *Adjustment, correction, and revocation of maximum prices.*

(i) *Credit charges.*

(j) *Definitions.*

(k) *Relationship between this order, the General Maximum Price Regulation and Maximum Price Regulation No. 188.*

(d) The revised maximum prices for sales by the manufacturer established by this order apply only to sales and deliveries made within the ninety days following the effective date of the order. The revised maximum retail prices established by this order apply to all pianos shipped by the manufacturer from his manufacturing plant within the ninety



days following the effective date of this order.

This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15680; Filed, Aug. 23, 1945;  
11:52 a. m.]

[MPR 120, Order 1419]

M. H. CAIN CO. ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

##### Correction

In the first table in Federal Register Document 45-12692, appearing on page 8774 of the issue for Saturday, July 14, 1945, the price for Rail shipment and R. R. fuel for Size group No. 4 should read "275".

[MPR 188, Revocation of Order 3886]

MONARCH TOOL AND INSTRUMENT CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered*, That Order No. 3886 issued under § 1499.158 of Maximum Price Regulation No. 188 is hereby revoked.

This order of revocation shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15682; Filed, Aug. 23, 1945;  
11:43 a. m.]

[MPR 188, Revocation of Order 4006]

MONARCH TOOL AND INSTRUMENT CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered*, That Order No. 4006 issued under § 1499.158 of Maximum Price Regulation No. 188 is hereby revoked.

This order of revocation shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15683; Filed, Aug. 23, 1945;  
11:44 a. m.]

[MPR 188, Rev. Order 4112]

REYNOLDS METALS CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register,

and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered*:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Reynolds Metals Company of 2500 South Third Street, Louisville 1, Ky.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Reynolds Metals Co., to processor	Wholesalers (jobbers)	Department and chain stores	Other retailers	Consumers
Kitchen stool: Aluminum 12" top 24" high (unassembled).....	B	Each \$2.03	Each \$2.52	Each \$3.00	Each \$3.33	Each \$5.00
Top baked enamel leg etched and lacquered (assembled).....	B	2.03	2.73	3.27	3.64	5.45

These maximum prices are for the articles described in the manufacturer's application dated June 19, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the model number and retail prices properly filled in:

OPA Retail Ceiling Price—\$-----  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15684; Filed, Aug. 23, 1945;  
11:53 a. m.]

[MPR 188, Order 4282]

MARVEL PRODUCTS CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered*:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The Marvel Products Company of 1474 Milwaukee Avenue, Chicago 22, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Two heat cooker and grill.....	777	Each \$1.29	Each \$1.52	Each \$1.64	Each \$2.45

These maximum prices are for the articles described in the manufacturer's application dated June 25, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the model number and retail price properly filled in:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach or Obliterate



(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15685; Filed, Aug. 23, 1945;  
11:41 a. m.]

[MPR 188, Order 4283]

ACME CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Acme Company, 565 Fifth Avenue, New York 17, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Fluorescent desk lamp with sprayed crackle finish and porcelain reflector; the stand consisting of white metal and steel; and with switch in base to operate latest starters; the unit also to contain the necessary power factor ballasts as that submitted in sample.	799	Each \$5.53	Each \$6.50	Each \$11.70

These maximum prices are for the articles described in the manufacturer's application dated June 22, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the

Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15686; Filed, August 23, 1945;  
11:42 a. m.]

[MPR 188, Order 4284]

H. & M. FLUORESCENT LIGHTING CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by H. & M. Fluorescent Lighting Company, 194-39 112 Road, St. Albans, Long Island, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Two-column fluorescent desk lamp with starter switch and ballast.	66	Each \$5.52	Each \$6.50	Each \$11.70

These maximum prices are for the articles described in the manufacturer's application dated April 4, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and

deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15687; Filed, Aug. 23, 1945;  
11:43 a. m.]

[MPR 188, Order 4285]

ELECTRO MFG. CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Electro Manufacturing Company, 2000 West Fulton Street, Chicago 12, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:



Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Re-tailers	
Metal and plastic fluorescent bed lamp in walnut or ivory with plug-in ballast.....	4010	Each \$2.68	Each \$2.98	Each \$5.95

These maximum prices are for the articles described in the manufacturer's application dated May 22, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15688; Filed, Aug. 23, 1945;  
11:43 a. m.]

[MPR 188, Order 4286]

ANDRICO

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Andrico, 3 Holly Street, Hingham, Mass.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Re-tailers	
Maple finish pin-up lamp.....	495	Each \$1.49	Each \$1.75	Each \$3.15

These maximum prices are for the articles described in the manufacturer's application dated May 21, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of Supplementary Regulation 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15689; Filed, Aug. 23, 1945;  
11:43 a. m.]

[MPR 188, Order 4287]

CHARLES BARREDA

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Charles Barreda, 87-32 168th Street, Jamaica 3, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Re-tailers	
24" table lamp with spun steel base and pressed glass column, switch in base.....	T-1	Each \$4.89	Each \$5.75	Each \$10.35

These maximum prices are for the articles described in the manufacturer's application dated May 7, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.



(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15690; Filed, Aug. 23, 1945;  
11:46 a. m.]

[MPR 188, Order 4288]

THE RONLITE CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The Ronlite Company, 862 Sixth Avenue, New York 1, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Fluorescent desk lamp, bronze sprayed and high lighted, equipped with ballasts, starter switch, etc.	1500	Each \$5.53	Each \$6.50	Each \$11.70
Fluorescent bed lamp, flock-sprayed cotton finish, equipped with ballast and starter, and with all parts approved by the Board of Fire Underwriters	1000	4.25	5.00	9.00

These maximum prices are for the articles described in the manufacturer's application dated July 10, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regula-

tion No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15691; Filed, Aug. 23, 1945;  
11:42 a. m.]

[MPR 188, Order 4289]

THE UNITED STATES TIME CORP.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188, and section 6.4 of Second Revised Supplementary Regulation No. 14; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of the Model 30 Alarm Clock manufactured by The United States Time Corporation, Waterbury, Conn.

(1) For all sales and deliveries to the classes of purchasers indicated below the maximum prices are those set forth below:

Article	Maximum prices by any seller to—		
	Wholesale jobbers	Retailers	Consumers
Model 30 alarm clock	Each \$1.65	Each \$2.06	Each \$2.95

These maximum prices are for the article described in the manufacturer's application dated May 30, 1945.

(2) For sales by the manufacturer these maximum prices are subject to the same terms, allowances, discounts and other price differentials stated in his printed price list in effect during March 1942. The maximum prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(b) The manufacturer shall attach a tag or label to every clock for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

United States Time Corporation  
Model No. 30  
OPA Retail Ceiling Price—\$2.95 each  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15692; Filed, Aug. 23, 1945;  
11:42 a. m.]

[MPR 188, Order 4290]

REPUBLIC PRECISION MFG. CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of the Volcano Electric Stove, manufactured by the Republic Manufacturing Company of 2317 West Grand Avenue, Chicago 12, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the



sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Distributors	Wholesalers (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Volcano electric stove...	2000	Each \$2.30	Each \$2.63	Each \$3.11	Each \$3.35	Each \$5.00

These maximum prices are for the articles described in the manufacturer's application dated July 31, 1945. These prices include the Federal Excise Tax.

(2) For sales by the manufacturer, these maximum prices apply to all sales and deliveries after the effective date of this order. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sales on sales of similar articles.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct model number, order number, and retail prices properly filled in:

Order No. 4290 Under MPR 188  
Model No. -----

OPA Retail Ceiling Price—\$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

or

Republic Precision Manufacturing Co.  
2317 West Grand Avenue  
Chicago 12, Illinois  
Model No. -----

OPA Retail Ceiling Price—\$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15693; Filed, Aug. 23, 1945;  
11:49 a. m.]

[MPR 188, Order 4291]

MONTE CERAMICS AND PLASTIC CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Monte Ceramics and Plastic Company, % A. J. Sills, 117 Smith Street, Perth Amboy, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Glazed china table lamp with ceramic flower trim (no shade).....	1-A	Each \$8.50	Each \$10.00	Each \$18.00

These maximum prices are for the articles described in the manufacturer's application dated April 27, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15694; Filed, Aug. 23, 1945;  
11:51 a. m.]

[MPR 188, Order 4292]

LOTT MFG. CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Lott Manufacturing Company, 1914 Washington Street, Jamestown, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesaler (jobber)	Retailer (6 units or more)	Retailer (less than 6 units)	Consumer
Darkroom heater, black finish, cord and plug.	950 watt, 5' x 12' x 18'	Each \$6.36	Each \$7.51	Each \$8.19	Each \$12.14

These maximum prices are for the articles described in the manufacturer's application dated June 15, 1945. They include the Federal Excise Tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the follow-



ing statements with the correct order number filled in:

Order No. 4292  
950 Watt  
Model No. 5" x 12" x 18"  
OPA Retail Ceiling Price—\$12.14  
Federal Excise Tax Included  
Do Not Detach or Obliterate

or

Lott Manufacturing Company  
1914 Washington Street  
Jamestown, New York  
950 Watt  
Model No. 5" x 12" x 18"  
OPA Retail Ceiling Price—\$12.14  
Federal Excise Tax Included  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15695; Filed, Aug. 23, 1945;  
11:49 a. m.]

[MPR 188, Order 4293]

JARMAR PRODUCTS CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Jarmar Products Company, 545 Eighth Avenue, New York 18, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Bed light.....	100	Dozen \$17.15	Dozen \$20.18	Each \$3.00

These maximum prices are for the articles described in the manufacturer's application dated June 22, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices

apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

Article	Model No.	Maximum prices for sales by all persons to—				
		Jobbers	Chain and department stores	Other retailers	Consumers in western zone	Consumers in eastern zone
Roaster.....	125	\$3.22	\$3.87	\$4.30	\$6.45	\$7.24
Roaster pan.....	116 w/handle.....	.98	1.17	1.30	1.95	2.19
Roaster pan.....	117 without handle.....	.88	1.06	1.17	1.75	1.95
Roaster.....	125A.....	2.99	3.58	3.98	5.97	6.69
Roaster pan.....	116A.....	.91	1.09	1.21	1.82	2.04
Roaster pan.....	117A.....	.82	.98	1.09	1.63	1.82
Cookie sheet.....	66.....	.67	.80	.89	1.33	1.49
Cookie sheet.....	65.....	.59	.66	.74	1.10	1.23

These maximum prices are for the articles described in the manufacturer's applications dated Apr. 18, 1945, Apr. 26, 1945, and Apr. 27, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory 2% 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15696; Filed, Aug. 23, 1945;  
11:45 a. m.]

[MPR 188, Order 4294]

MONARCH TOOL AND INSTRUMENT CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Monarch Tool and Instrument Company, 301 West G Street, San Diego 1, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the blanks filled in:

OPA Retail Ceiling Price—\$-----  
In eastern zone—\$-----  
In western zone—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) For the purposes of this order eastern zone means the following States: Indiana, Michigan, Ohio, New York, Pennsylvania, New Jersey, Connecticut, Maine, Vermont, New Hampshire, Massachusetts, Rhode Island, Maryland, Virginia, West Virginia, North Carolina, South Carolina, Florida, Alabama, Delaware, Kentucky, Tennessee, and the District of Columbia.

All other states are in the western zone.



(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of August 1945.

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15697; Filed, Aug. 23, 1945;  
11:45 a. m.]

[MPR 254, Corr. to Order 5]

J. STEVENS ARMS CO.

#### APPROVAL OF MAXIMUM PRICES

Order No. 5, under Maximum Price Regulation No. 254 is corrected by changing all references to J. Stevens Arms Company, Chicopee Falls, Massachusetts, to J. Stevens Arms Company, Division of Savage Arms Corporation, Chicopee Falls, Massachusetts.

This correction shall become effective on the 23d day of August 1945.

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15703; Filed, Aug. 23, 1945;  
11:51 a. m.]

[MPR 260, Order 1523]

PUERTO RICO TOBACCO CORP.

#### AUTHORIZATION OF MAXIMUM PRICES

##### Correction

The last two paragraphs of Federal Register Document 45-12727, appearing on page 8779 of the issue for Saturday, July 14, 1945, should read as follows:

This order shall become effective July 13, 1945.

Issued this 12th day of July 1945.

[MPR 389, Order 12]

OSWALD AND HESS CO. ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

Order No. 12 under section 2 (a) (6) of Maximum Price Regulation No. 389; establishing maximum prices for sales of Thuringer in artificial casings, by Oswald and Hess Company and all wholesalers, peddler-truck-sellers and intermediate distributors.

On May 4, 1945, Oswald and Hess Company of 1550 Spring Garden Avenue, Pittsburgh, Pennsylvania, filed its amended application for the establishment of maximum prices on sales of the sausage product known as Thuringer in artificial casings, and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-16.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in

the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum price for the sausage product known as Thuringer in artificial casings and made by Oswald and Hess Company, Pittsburgh, Pennsylvania, in accordance with its individual formula for Thuringer in sewed hog bung casings, except that artificial casings are to be used in place of sewed hog bung casings when sold by said Oswald and Hess Company, shall be \$0.27 per pound, f. o. b. Pittsburgh, Pennsylvania, packed for shipment or delivery.

(b) That all discounts, reductions, and price differentials customarily made heretofore by Oswald and Hess Company in sales of its "Thuringer in sewed hog bung casings", including those made on volume sales, shall continue to be made under this order.

(c) That the maximum prices for the sausage product known as "Thuringer in artificial casings" and made by Oswald and Hess Company, when sold by sellers other than Oswald and Hess Company or other than retailers shall be determined by subtracting 5 cents per pound from such seller's maximum price for "Thuringer in sewed hog bung casings" made by Oswald and Hess Company. The remainder thereby obtained shall be the ceiling price for all such sellers.

(d) That with the first delivery of Thuringer in artificial casings to a wholesaler, peddler truck seller, or intermediate distributor Oswald and Hess Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling price for Thuringer in artificial casings has been established by the Office of Price Administration at \$0.27 per pound, f. o. b. Pittsburgh, Pennsylvania, packed for shipment or delivery. We are required to inform you that if you are a wholesaler, a peddler truck seller or an intermediate distributor, you must figure your ceiling price for this product by subtracting 5 cents from your maximum price for Thuringer in hog bung casings made by Oswald and Hess Company. The remainder will be your ceiling price for Thuringer in artificial casings made by Oswald and Hess Company.

(e) That with the first delivery of Thuringer in artificial casings to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling price for Thuringer in artificial casings has been established by the Office of Price Administration. We are required to inform you that if you are a retailer you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

(f) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13,

shall be applicable to all sales made under this order.

All prayers of the application not herein granted are denied.

This Order No. 12 may be revoked or amended by the Price Administrator at any time.

This Order No. 12 shall become effective August 24, 1945.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419).

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15704; Filed, Aug. 23, 1945;  
11:48 a. m.]

[MPR 389, Order 13]

EMORY VIZKELETY, ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

Order No. 13 under section 2 (a) (6) of Maximum Price Regulation No. 389, establishing maximum prices for sales of fresh Kolbasy sausage, head cheese, and tongue and blood sausage, by Emory Vizkelety and all wholesalers, peddler-truck-sellers and intermediate distributors.

On January 2, 1945, Emory Vizkelety, 6660 West Jefferson Avenue, Detroit 17, Michigan, filed an application for the establishment of maximum prices on sales of the sausage products known as Fresh Kolbasy Sausage, Head Cheese, and Tongue and Blood Sausage, and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-20.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as fresh kolbasy sausage, head cheese, and tongue and blood sausage, and made by Emory Vizkelety, 6660 West Jefferson Avenue, Detroit 17, Michigan, in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:

(1) The base price for each product listed is established at the following amounts per hundredweight:

Fresh Kolbasy sausage.....	\$34.50
Head cheese.....	17.50
Tongue and blood sausage.....	22.50

NOTE: The above price for fresh Kolbasy sausage includes packaging and boxing cost, and the prices for head cheese and tongue and blood sausage include boxing costs. If fresh Kolbasy sausage is sold loose and not boxed, 75 cents per cwt. shall be deducted



from the above prices. If fresh Kolbasy sausage is sold in 5 or 10 pound cartons but not boxed, or if head cheese and tongue and blood sausage are sold not boxed, 25 cents per cwt. shall be deducted from the above prices.

2. To the base prices for the products known as "Fresh Kolbasy Sausage" and "Head Cheese" should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only, and to the base price for the product known as "Tongue and Blood Sausage" should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage other than kosher, all-beef, and that containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of fresh Kolbasy sausage, head cheese, or tongue and blood sausage, to a wholesaler, peddler-truck-seller, or intermediate distributor Emory Vizkelety shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration at the base price of \$\_\_\_\_\_ per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of fresh Kolbasy sausage, head cheese, or tongue and blood sausage, to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration.

We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

No. 169—7

(f) This Order No. 13 may be revoked or amended by the Price Administrator at any time.

This Order No. 13 shall become effective August 24, 1945.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419).

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15705; Filed, Aug. 23, 1945;  
11:49 a. m.]

[MPR 389, Order 14]

EVANS PACKING CO., ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

Order No. 14 under Section 2 (a) (6) of Maximum Price Regulation No. 389; establishing maximum prices for sales of cooked salami, jelly tongue loaf, souse, blood and tongue sausage, goose liver style sausage, and head cheese, by Evans Packing Company and all wholesalers, peddler-truck-sellers and intermediate distributors.

On February 15, 1945, Evans Packing Company of Chillicothe Road, Gallipolis, Ohio, filed an application for the establishment of maximum prices on sales of the sausage products known as cooked salami, jelly tongue loaf, souse, blood and tongue sausage, goose liver style sausage, and head cheese, and made in accordance with the individual secret formulae submitted by the applicant. That applicant was assigned Docket No. 60363-389-2 (a)-17.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as cooked salami, jelly tongue loaf, souse, blood and tongue sausage, goose liver style sausage, and head cheese, and made by Evans Packing Company of Chillicothe Road, Gallipolis, Ohio, in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:

(1) The base price for each product listed is established at the following amounts per hundredweight:

Cooked salami.....	\$23.25
Jelly tongue loaf.....	30.75
Souse.....	17.00
Blood and tongue sausage.....	17.00
Goose liver style sausage.....	23.50
Head cheese.....	17.00

NOTE: If sold not boxed \$0.50 per cwt. must be deducted from the above prices.

(2) To the base prices for the products known as souse and head cheese should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only; and to the base prices for all other products listed herein should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage other than kosher, all beef, and that containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of cooked salami, jelly tongue loaf, souse, blood and tongue sausage, goose liver style sausage, or head cheese, to a wholesaler, peddler truck seller, or intermediate distributor Evans Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration at the base price of \$\_\_\_\_\_ per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of cooked salami, jelly tongue loaf, souse, blood and tongue sausage, goose liver style sausage or head cheese, to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of sections 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This order No. 14 may be revoked or amended by the Price Administrator at any time.



This order No. 14 shall become effective August 24, 1945.

NOTE: This action has prior written approval of the Secretary of Agriculture (10 F. R. 8419).

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15706; Filed, Aug. 23, 1945;  
11:47 a. m.]

[MPR 389, Order 15]

KINGAN AND CO., ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

Order No. 15 under section 2 (a) (6) of Maximum Price Regulation No. 389; establishing maximum prices for sales of mock chicken loaf by Kingan and Company, on behalf of its Dothan, Alabama plant and all wholesalers, peddler-truck-sellers and intermediate distributors.

On July 7, 1945, Kingan and Company of Indianapolis, Indiana, on behalf of its Dothan, Alabama plant, filed an application for the establishment of maximum prices on sales of the sausage product known as mock chicken loaf and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-25.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as Mock Chicken Loaf and made by Kingan and Company, Indianapolis, Indiana, only at its Dothan, Alabama plant, in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:

(1) The base price for this product is established at \$18.25 per hundredweight.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of mock chicken loaf to a wholesaler, peddler truck seller, or intermediate distributor Kingan and Company, Indianapolis, Indiana, on behalf of its

Dothan, Alabama plant, shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for mock chicken loaf have been established by the Office of Price Administration at the base price of \$18.25 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler truck seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of Mock Chicken loaf to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for mock chicken loaf have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of Section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 15 may be revoked or amended by the Price Administrator at any time.

This Order No. 15 shall become effective August 24, 1945.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F. R. 8419).

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15707; Filed, Aug. 23, 1945;  
11:47 a. m.]

[MPR 389, Order 16]

WM. SCHLUDERBERG-T. J. KURDLE CO.  
ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

Order No. 16 under Section 2 (a) (6) of Maximum Price Regulation No. 389, establishing maximum prices for sales of Esskay imported liverwurst, goose liver style sausage (unsmoked) stuffed in artificial casings, by The Wm. Schludenberg-T. J. Kurdle Company and all wholesalers, peddler-truck-sellers and intermediate distributors.

On June 18, 1945, The Wm. Schludenberg-T. J. Kurdle Company, Post Office Box 476, Baltimore, Maryland, filed an application for the establishment of maximum prices on sales of the sausage product known as Esskay imported style

liverwurst, goose liver style sausage (unsmoked) stuffed in artificial casings, and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-14.

Due consideration has been given to the application and an opinion in support of this Order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices for the sausage product known as Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in artificial casings, and made in accordance with its individual formula for Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in sewed hog bung casings, except that artificial casings are to be used in place of sewed hog bung casings, when sold by The Wm. Schludenberg-T. J. Kurdle Company, shall be \$0.25 $\frac{3}{4}$  per pound, f. o. b. Baltimore, Maryland, packed for shipment or delivery.

(b) That all discounts, reductions and price differentials customarily made heretofore by The Wm. Schludenberg-T. J. Kurdle Company in sales of its Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in sewed hog bung casings, including the \$0.01 per pound discount on sales to wholesalers shall continue to be made under this order.

(c) That the maximum prices for the sausage product known as Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in artificial casings, when sold by sellers other than The Wm. Schludenberg-T. J. Kurdle Company or other than retailers shall be determined by subtracting  $\frac{1}{4}$  cents per pound from such seller's maximum price for Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in sewed hog bung casings. The remainder thereby obtained shall be the ceiling price for all such sellers.

(d) That with the first delivery of Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in artificial casings, to a wholesaler, peddler truck seller, or intermediate distributor The Wm. Schludenberg-T. J. Kurdle Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling price for Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in artificial casings has been established by the Office of Price Administration at \$0.25 $\frac{3}{4}$  per pound, f. o. b. Baltimore, Maryland, packed for shipment or delivery. We are required to inform you that if you are a wholesaler, a peddler truck seller or an intermediate distributor you must figure your ceiling by subtracting  $\frac{1}{4}$  cents from your maximum price for "Esskay im-



ported style liverwurst, goose liver style sausage (unsmoked) stuffed in sewed hog bung casings, and made by The Wm. Schludenberg-T. J. Kurdle Company. The remainder will be your ceiling price for "Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in artificial casings."

(e) That with the first delivery of Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in artificial casings to a retailer the seller shall supply such retailer with a written notice in the following form:

-----  
(Insert date)

Our OPA ceiling price for Esskay imported style liverwurst, goose liver style sausage (unsmoked) stuffed in artificial casings has been established by the Office of Price Administration. We are required to inform you that if you are a retailer you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

(f) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, shall be applicable to all sales made under this order.

All prayers of the application not herein granted are denied.

This Order No. 16 may be revoked or amended by the Price Administrator at any time.

This Order No. 16 shall become effective August 24, 1945.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419).

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15708; Filed, Aug. 23, 1945;  
11:52 a. m.]

[MPR 389, Order 17]

DICKEY'S COUNTRY STYLE SAUSAGE CO.,  
ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

Order No. 17 under section 2 (a) (6) of Maximum Price Regulation No. 389; establishing Maximum Prices for sales of corned beef loaf, pork tongue loaf, and spiced beef loaf, by Dickey's Country Style Sausage Company and all wholesalers, peddler-truck-sellers and intermediate distributors.

On March 23, 1945, Dickey's Country Style Sausage Company of 2918-20 Hall Street, Dallas 4, Texas, filed an application for the establishment of maximum prices on sales of the sausage products known as corned beef loaf, pork tongue loaf, and spiced beef loaf, and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-15.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register,

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as corned beef loaf, pork tongue loaf, and spiced beef loaf, and made by Dickey's Country Style Sausage Company of 2918-20 Hall Street, Dallas 4, Texas, in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:

(1) The base price for each product listed is established at the following amounts per hundredweight:

Corned beef loaf.....	\$27.00
Pork tongue loaf.....	30.50
Spiced beef loaf.....	29.50

NOTE: If delivered unwrapped or not boxed, \$0.50 per cwt. must be deducted from the above prices. If delivered unwrapped and not boxed, \$1.00 per cwt. must be deducted from the above prices.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing the ingredients listed in your respective formulae. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of corned beef loaf, pork tongue loaf, or spiced beef loaf, to a wholesaler, peddler truck seller, or intermediate distributor Dickey's Country Style Sausage Company shall supply each such seller with a written notice in the following form:

-----  
(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration at the base price of \$----- per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler truck seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of Corned Beef Loaf, Pork Tongue Loaf, or Spiced Beef Loaf, to a retailer the seller shall supply such retailer with a written notice in the following form:

-----  
(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 17 may be revoked or amended by the Price Administrator at any time.

This Order No. 17 shall become effective August 24, 1945.

NOTE: This action has prior written approval of the Secretary of Agriculture. (10 F.R. 8419)

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15709; Filed, Aug. 23, 1945;  
11:53 a. m.]

[MPR 389, Order 18]

ROMA SAUSAGE FACTORY, ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

Order No. 18 under section 2 (a) (6) of Maximum Price Regulation No. 389; establishing maximum prices for sales of Italian dry salami, salami cotto (cooked), ciorisso sausage, mortadella, and Italian style sausage (salsioccie), by Louis John De Vincenzi, and other unknown persons operating a partnership under the name of Roma Sausage Factory, and all wholesalers, peddler-truck-sellers and intermediate distributors.

On October 16, 1944, Louis John De Vincenzi, and other unknown persons operating a partnership under the name of Roma Sausage Factory, 499 Pacific Avenue, San Francisco, California, filed an application for the establishment of maximum prices on sales of the sausage products known as Italian dry salami, salami cotto (cooked), ciorisso sausage, mortadella, and Italian style sausage (salsioccie), and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-18.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as Italian dry salami, salami cotto (cooked), ciorisso sausage, mortadella, and Italian style sausage (salsioccie), and made by Louis John De Vincenzi and other unknown persons operating a part-



nership under the name of Roma Sausage Factory, 499 Pacific Avenue, San Francisco, California, in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:

(1) The base price for each product listed is established at the following amounts per hundredweight:

Italian dry salami.....	\$38.00
Salami cotto (cooked).....	21.75
Ciorisso sausage.....	23.50
Mortadella.....	27.00
Italian style sausage (Salsioccie).....	27.50

NOTE: If sold not boxed, \$0.50 per cwt. shall be deducted from the above prices.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of Italian dry salami, salami cotto (cooked), ciorisso sausage, mortadella, or Italian style sausage (salsioccie), to a wholesaler, peddler truck seller, or intermediate distributor Louis John De Vincenzi, and other unknown persons operating a partnership under the name of Roma Sausage Factory, shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration at the base price of \$----- per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler truck seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of Italian dry salami, salami cotto (cooked), ciorisso sausage, mortadella, or Italian style sausage (salsioccie), to a retailer the seller shall supply such retailer with a written notice in the following form:

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 18 may be revoked or amended by the Price Administrator at any time.

This Order No. 18 shall become effective August 24, 1945.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419).

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15710; Filed, Aug. 23, 1945; 11:52 a. m.]

[MPR 445, Order 641]

R. H. Hogg & Co.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with section 7.3a of Maximum Price Regulation 445; *It is ordered*, That:

(a) The maximum price of R. H. Hogg and Company, 512 Marietta Street, Atlanta, Georgia; Galsworthy, Inc., 414 Elizabeth Avenue, Newark, New Jersey; and Foster and Company, 295 Madison Avenue, New York, New York, for a sale of the packaged whiskey, described in paragraph (b) of this order, to a wholesaler, monopoly state, primary distributing agent, retailer or consumer shall be the amount established by Appendix E, Article III, Maximum Price Regulation 445, for a sale of the particular formula and container size of packaged whiskey by the processor to a customer of the same class.

(b) This order shall apply only to sales by the persons named in paragraph (a), of whiskey packaged under the brand names "Old Mr. Boston Rocking Chair", "Old Mr. Boston Bronze Label", "Old Mr. Boston Autograph", "Old Mr. Boston 1630", and "Old Mr. Boston Spot Bottle" distributed in packages as liquidating dividends by James J. Sullivan, Inc. of Boston, Massachusetts, in furtherance of the dissolution of that company and distribution of its assets authorized by its stockholders on October 13, 1943.

(c) To the extent consistent with the provisions of this order, the provisions of Maximum Price Regulation 445 are incorporated herein and made a part hereof.

This order shall become effective August 24, 1945.

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15711; Filed, Aug. 23, 1945; 11:43 a. m.]

[MPR 120, Order 1444]

ATHERTON-ADAMS MINING CO. ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with

§ 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered*:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

ATHERTON-ADAMS MINING CO., MT. CLARE, W. VA., DOUBLE A MINE, PITTSBURGH SEAM, MINE INDEX No. 2153, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: BYRON, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	G	G	G	G	G
Rail shipment and railroad fuel.....	308	308	298	303	298
Truck shipment.....	343	343	313	308	298

ATLAS ENGINEERING CO., 1121 CHAPLINE ST., WHEELING, W. VA., ROBERTA No. 2 PITTSBURGH MINE, PITTSBURGH SEAM, MINE INDEX No. 2017, BARBOUR COUNTY, W. VA., RAIL SHIPPING POINT: CENTURY, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail shipment and railroad fuel.....	308	308	288	283	273
Truck shipment.....	343	343	313	308	298

ATLAS ENGINEERING CO., 1121 CHAPLINE ST., WHEELING, W. VA., ROBERTA No. 2 REDSTONE MINE, REDSTONE SEAM, MINE INDEX No. 2016, BARBOUR COUNTY, W. VA., RAIL SHIPPING POINT: CENTURY, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	F	F	H	F	F
Price classification.....	F	F	H	F	F
Rail shipment and railroad fuel.....	308	308	278	283	273
Truck shipment.....	343	343	313	308	293

BIG BEND COAL CO., c/o ANGELO PETITTO, MT. CLARE, W. VA., LINAN No. 1 MINE, SEWELL SEAM, MINE INDEX No. 2152, RANDOLPH COUNTY, W. VA., RAIL SHIPPING POINT: BEMIS, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 1

	A	A	A	A	A
Price classification.....	A	A	A	A	A
Rail shipment and Railroad fuel.....	418	378	353	343	343
Truck shipment.....	388	383	353	348	328



BROOKS COAL CO., P. O. BOX NO. 3, ADRIAN, W. VA.,  
BROOKS NO. 1 MINE, M. V. FREEPORT SEAM, MINE  
INDEX NO. 2154, UPCHUR COUNTY, W. VA., RAIL  
SHIPPING POINT: ADRIAN W. VA., DEEP MINE,  
MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	F	F	F	F	F
Rail shipment and railroad fuel.....	308	308	288	283	273
Truck shipment.....	343	343	313	308	298

FREEPORT GAS COAL CO., BOX 1085, CLARKSBURG, W.  
VA., HILL TOP NO. 2A MINE, PITTSBURGH SEAM,  
MINE INDEX NO. 2155, HARRISON COUNTY, W. VA.,  
RAIL SHIPPING POINT: RONAY, W. VA., STRIP MINE,  
MAXIMUM TRUCK PRICE GROUP NO. 3

	G	G	G	G	G
Price classification.....					
Rail shipment and railroad fuel.....	308	308	298	303	298
Truck shipment.....	343	343	313	308	298

SEWELL COAL & COKE CO., RICHWOOD, W. VA., ROYAL  
NO. 4 MINE, SEWELL SEAM, MINE INDEX NO. 2151,  
NICHOLAS COUNTY, W. VA., RAIL SHIPPING POINT:  
CURTIN, W. VA., DEEP MINE, MAXIMUM TRUCK  
PRICE GROUP NO. 1

	A	A	A	A	A
Price classification.....					
Rail shipment and railroad fuel.....	418	378	353	343	343
Truck shipment.....	388	383	353	348	328

B & S COAL CO., INC., P. O. BOX NO. 8, MOUNT CLARE,  
W. VA., RONAY NO. 4 MINE, PITTSBURGH SEAM,  
MINE INDEX NO. 2149, HARRISON COUNTY, W. VA.,  
RAIL SHIPPING POINT: BYRON, W. VA., STRIP MINE,  
MAXIMUM TRUCK PRICE GROUP NO. 3

	G	G	G	G	G
Price classification.....					
Rail shipment and railroad fuel.....	308	308	298	303	298
Truck shipment.....	343	343	313	308	298

FRASHER, E. H., ROUTE NO. 3, WESTON, W. VA.,  
FRASHER NO. 2 MINE, REDSTONE SEAM, MINE  
INDEX NO. 2150, LEWIS COUNTY, W. VA., DEEP  
MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Truck shipment.....	343	343	313	308	298
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GUSEMAN BROTHERS COAL CO., JANE LEW, W. VA.,  
JANE NO. 1 MINE, PITTSBURGH SEAM, MINE INDEX  
NO. 2148, HARRISON COUNTY, W. VA., RAIL SHIPPING  
POINT: JANE LEW, W. VA., STRIP MINE, MAXIMUM  
TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification.....					
Rail shipment and railroad fuel.....	308	308	288	283	273
Truck shipment.....	343	343	313	308	298

The maximum prices listed in this order include the  
increase in maximum prices where authorized by Amend-  
ment No. 146 to MPR 120, which became effective  
August 3, 1945.

This order shall become effective Au-  
gust 24, 1945.

(56 Stat. 23, 57 Stat. 566; Pub. Law 383,  
78th Cong.; E.O. 9250, 7 F.R. 7871; E.O.  
9328, 8 F.R. 4681)

Issued this 23d day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15799; Filed, Aug. 24, 1945;  
11:51 a. m.]

[MPR 188, Rev. Order 3393]

HIGH POINT CASH REGISTER

APPROVAL OF MAXIMUM PRICES

Order No. 3393 under § 1499.158 of  
Maximum Price Regulation No. 188 is  
revised and amended to read as follows:

For the reasons set forth in an opinion  
issued simultaneously herewith and filed  
with the Division of the Federal Register,

and pursuant to § 1499.158 of MPR 188;  
*It is ordered:*

(a) This revised order establishes max-  
imum prices for sales and deliveries of  
certain articles of furniture manufac-  
tured by High Point Cash Register, 219  
Lindsay Street, High Point, North Caro-  
lina.

(1) For all sales and deliveries to the  
following classes of purchasers by the  
sellers indicated below, the maximum  
prices are those set forth below:

Article	Model No.	Manufac- turer's maximum price to persons, other than retailers, who sell from the manufac- turer's stock	Maximum price for sales to retailers by the man- ufacturer, and by per- sons, other than re- tailers, who sell from the manufac- turer's stock
Folding baby chair.	"Stay Put".	Each \$1.38	Each \$1.72

These prices are f. o. b. factory, and  
are for the article described in the man-  
ufacturer's application dated November  
29, 1944.

(2) For sales by the manufacturer the  
maximum prices apply to all sales and  
deliveries since the effective date of MPR  
188. For sales by persons, other than  
retailers, who sell from the manufac-  
turer's stock, the maximum prices apply  
to all sales and deliveries after the effec-  
tive date of this revised order.

(3) If the manufacturer wishes to  
make sales and deliveries to any other  
class of purchaser or on other terms and  
conditions of sale, he must apply to the  
Office of Price Administration, Wash-  
ington, D. C., under the Fourth Pricing  
Method, § 1499.158, of MPR 188, for the  
establishment of maximum prices for  
those sales, and no sales or deliveries may  
be made until maximum prices have been  
authorized by the Office of Price Admin-  
istration.

(b) At the time of, or prior to, the first  
invoice to each purchaser, other than a  
retailer, who sells from the manufac-  
turer's stock, the manufacturer shall no-  
tify the purchaser of the maximum prices  
and conditions established by this revised  
order for sales by the purchaser. This  
notice may be given in any convenient  
form.

(c) This revised order may be revoked  
or amended by the Price Administrator  
at any time.

This revised order shall become effec-  
tive on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15800; Filed, Aug. 24, 1945;  
11:56 a. m.]

[MPR 188, Rev. Order 3763]

FREEMAN FURNITURE FACTORIES, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion  
issued simultaneously herewith and filed  
with the Division of the Federal Register,  
and pursuant to § 1499.158 of Maximum  
Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum  
prices for sales and deliveries of certain  
articles manufactured by the Freeman  
Furniture Factories, Incorporated,  
American Furniture Mart, 666 Lake  
Shore Drive, Chicago, Ill.

(1) For all sales and deliveries to the  
following classes of purchasers by the  
sellers indicated below, the maximum  
prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Department and chain stores	Other retailers	Consumers
Clothes hamper.....	6-24	Each \$4.00	Each \$4.80	Each \$5.23	Each \$8.00

These maximum prices are for the  
articles described in the manufacturer's  
application dated March 16, 1945.

(2) For sales by the manufacturer, the  
maximum prices apply to all sales and  
deliveries since Maximum Price Regula-  
tion No. 188 became applicable to those  
sales and deliveries. These prices are  
f. o. b. factory and are subject to a cash  
discount of 2% for payment within 10  
days, net 30 days.

(3) For sales by persons other than the  
manufacturer, the maximum prices apply  
to all sales and deliveries after the effec-  
tive date of this order. Those prices  
are subject to each seller's customary  
terms and conditions of sale on sales of  
similar articles.

(4) If the manufacturer wishes to  
make sales and deliveries to any other  
class of purchaser or on other terms and  
conditions of sale, he must apply to the  
Office of Price Administration, Wash-  
ington, D. C., under the Fourth Pricing  
Method, § 1499.158 of Maximum Price  
Regulation No. 188, for the establishment  
of maximum prices for those sales, and  
no sales or deliveries may be made until  
maximum prices have been authorized  
by the Office of Price Administration.

(b) The manufacturer shall attach a  
tag or label to every article for which a  
maximum price for sales to consumers  
is established by this order. That tag or  
label shall contain the following state-  
ment:

OPA Retail Ceiling Price—\$8.00  
Do Not Detach

(c) At the time of, or prior to, the first  
invoice to each purchaser for resale, the  
seller shall notify the purchaser in writ-  
ing of the maximum prices and condi-  
tions established by this order for sales  
by the purchaser. This notice may be  
given in any convenient form.

(d) This order may be revoked or  
amended by the Price Administrator at  
any time.

(e) This order shall become effective  
on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. D. Doc. 45-15801; Filed, Aug. 24, 1945;  
11:56 a. m.]



[MPR 188, Rev. Order 4129]

## N &amp; J PRODUCTS CO.

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by N & J Products Company, 3220 North Sheffield Avenue, Chicago 13, Illinois.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Two burner hot plate, 20 gage steel, four switches, white baked enamel and cord.....	102A	Each \$7.42	Each \$8.44	Each \$9.09	Each \$13.62

These maximum prices are for the articles described in the manufacturer's application dated May 28, 1945. They include the Federal Excise Tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number filled in:

Order No. 4129

Model No. 102A

OPA Retail Ceiling Price \$13.62

Federal Excise Tax Included

Do Not Detach or Obliterate

or

N & J Products Company  
3220 North Sheffield Avenue  
Chicago 13, Illinois  
Model No. 102A  
OPA Retail Ceiling Price \$13.62  
Federal Excise Tax Included  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15802; Filed, Aug. 24, 1945;  
11:53 a. m.]

[MPR 188, Order 4295]

## MARKS &amp; SALK

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Marks & Salk, 39 North Broadway, Long Branch, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Table lamp with marble base, metal column and cut glass fount.....	104	Each \$5.10	Each \$6.00	Each \$10.80
	104M	3.83	4.50	8.10
	101	2.98	3.50	6.30
Table lamp with marble base, metal column and glass fount.....	106	3.83	4.50	8.10

These maximum prices are for the articles described in the manufacturer's application dated May 16, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other

class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15803; Filed, Aug. 24, 1945;  
11:52 a. m.]

[MPR 188, Order 4296]

## HERBERT LICHTERMAN

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Herbert Lichterman of 92 Liberty Street, New York 6, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Electric hot plate covered element 9 1/2 x 9 x 5 1/2, 22 ga. steel.....	A	Each \$2.08	Each \$2.45	Each \$2.66	Each \$3.95



These maximum prices are for the articles described in the manufacturer's application dated June 21, 1945, these prices include the Federal Excise Tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory, and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number, model number and retail prices properly filled in:

Order No. 4296  
Model No. -----  
OPA Retail Ceiling Price \$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

or

Herbert Lichterman  
92 Liberty Street, New York 6, New York  
Model No. -----  
OPA Retail Ceiling Price \$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15804; Filed, Aug. 24, 1945;  
11:52 a. m.]

[MPR 188, Order 4297]

NATIONAL NOVELTY MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Reg-

ister, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by National Novelty Manufacturing Company, 1022 Race Street, Philadelphia 7, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Pleated floral print paper parchment lamp shade with braid trim top and bottom (enameled wire frame).	100 Series:	Each	Each	Each
	12"-----	\$0.46	\$0.575	\$1.05
	14"-----	.58	.65	1.20
	16"-----	.74	.85	1.55
	19"-----	.86	1.00	1.80

These maximum prices are for the articles described in the manufacturer's application dated March 9, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price, \$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15805; Filed, Aug. 24, 1945;  
11:52 a. m.]

[MPR 188, Order 4298]

SUMMIT LAMP MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Summit Lamp Manufacturing Company, 1704 St. Johns Place, Brooklyn 13, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
23 1/4-inch decorated china table lamp base with metal mounting.	7201	Each \$4.81	Each \$5.66	Each \$10.20
20-inch decorated china table lamp base with metal mounting.	7203	8.50	10.00	18.00

These maximum prices are for the articles described in the manufacturer's application dated April 11, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is



established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of Section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15806; Filed, Aug. 24, 1945;  
11:52 a. m.]

[MPR 188, Order 4299]

WELKO INC.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Welko Incorporated of 218 West Chicago Avenue, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to:				
		Wholesalers (jobbers)	Drops (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Two burner, 6 heat, crackle finish, cord and plug	2000	Each \$4.95	Each	Each \$5.85	Each \$6.30	Each \$9.45
Heater, crackle finish, cord and plug	1000	Each 6.40	Each \$6.49	Each 6.96	Each 7.49	Each 11.22

These maximum prices are for the articles described in the manufacturer's application dated July 10, 1945. These prices include the Federal Excise Tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number, model number and retail prices properly filled in:

Order No. 4299  
Model No. -----  
OPA Retail Ceiling Price \$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

OR

Welko Incorporated  
219 West Chicago Avenue, Chicago, Ill.  
Model No. -----  
OPA Retail Ceiling Price \$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15807; Filed, Aug. 24, 1945;  
11:53 a. m.]

[MPR 188, Order 4300]

PHILIP MEYROWITZ

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Philip Meyrowitz, 734 Crown Street, Brooklyn 13, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Fluorescent desk lamp, crackled finish, equipped with ballast, 24 gauge steel, 18-inch shade	602	Each \$5.53	Each \$6.50	Each \$11.70
Fluorescent bed lamp, suede flocked, equipped with ballast, 24 gauge steel, 15-inch shade	502	4.00	4.70	8.45
Fluorescent bed lamp, sprayed enamel finish, equipped with ballast, 24 gauge, 15-inch shade	501	3.83	4.50	8.10

These maximum prices are for the articles described in the manufacturer's application dated May 18, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price, \$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.



(f) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15808; Filed, Aug. 24, 1945;  
11:56 a. m.]

[MPR 188, Order 4301]

#### ACE ASSEMBLERS

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Ace Assemblers, 1311 Washington Avenue, Bronx 56, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Metal pin-up lamp, 22 gauge steel stamped	101	Each \$0.91	Each \$1.07	Each \$1.95
9 1/2" crystal boudoir lamp with crystal base, fluted break and cover	201	1.19	1.40	2.50
13 1/2" crystal vanity lamp with 4" glass ashtray base, 2 breaks and fluted tube	401	1.19	1.40	2.50
13 1/2" crystal vanity lamp with 4" glass ashtray base, tulip shaped break and fluted tube	301	1.19	1.40	2.50
25 1/2" crystal table lamp with 5" square glass base, and fluted crystal column	501	2.66	3.13	5.65

These maximum prices are for the articles described in the manufacturer's application dated April 30, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

No. 169—8

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. \_\_\_\_\_  
OPA Retail Ceiling Price—\$\_\_\_\_\_

Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15809; Filed, Aug. 24, 1945;  
11:56 a. m.]

[MPR 188, Order 4302]

#### BAKE-RITE PRODUCTS CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The Bake-Rite Products Company of 830 South Central Avenue, Los Angeles 21, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Wholesalers (jobbers)	Droptship jobbers	Chain, department and syndicate stores	Other retailers	Consumers
Aluminum baking pan 8 x 8 x 1 3/4	101	Doz. \$3.60	Doz. \$3.67	Doz. \$4.32	Doz. \$4.80	Each \$0.60

These maximum prices are for the articles described in the manufacturer's application dated June 21, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. \_\_\_\_\_  
OPA Retail Ceiling Price—\$\_\_\_\_\_

Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15810; Filed, Aug. 24, 1945;  
11:55 a. m.]

[MPR 188, Order 4303]

#### E. F. PEOPLES

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by E. F. Peoples of 115 North 9th Street, St. Louis 1, Mo.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:



Article	Model No.	Maximum prices for sales by any seller to—		
		Re-tailers (6 units or more)	Re-tailers (less than 6 units)	Consumers
Electric fan, 12" blades, aluminum cord and plug.	Koolaire	Each \$14.16	Each \$15.25	Each \$22.90

These maximum prices are for the articles described in the manufacturer's application dated July 31, 1945. These prices include the Federal Excise Tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number, model number and retail prices properly filled in:

Order No. 4303  
Model No. -----  
OPA Retail Ceiling Price, \$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

or

E. F. Peoples  
115 North 9th Street  
Saint Louis 1, Missouri  
Model No. -----  
OPA Retail Ceiling Price \$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15811; Filed, Aug. 24, 1945;  
11:55 a. m.]

[MPR 188, Order 4304]

SULAK MFG. CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Sulak Manufacturing Company of 4th South and East Marginal Way, Seattle, Wash.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Wholesalers (jobbers)	Dropsip jobbers	Department chain and syndicate stores	Other retailers	Consumers
Steel wool and scouring pad holder 2 1/4" x 1 3/4" x 1 3/4" -----	None	Gross \$7.10	Gross \$7.30	Gross \$9.00	Gross \$10.00	Each \$0.10

These maximum prices are for the articles described in the manufacturer's application dated April 5, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following

statement with the correct model number and retail prices properly filled in:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15812; Filed, Aug. 24, 1945;  
11:55 a. m.]

[MPR 188, Order 4305]

YOUNGSTOWN SERVICE PRODUCTS CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Youngstown Service Products Company of 3931 Market Street, Youngstown, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chain, department, and syndicate stores	Other retailers	Consumers
Fruit jar sealer 3 3/4" diameter 6 3/4" high.	"Jiffy"	Each \$1.25	Each \$1.50	Each \$1.67	Each \$2.50

These maximum prices are for the articles described in the manufacturer's application dated January 31, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary



terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15813; Filed, Aug. 24, 1945;  
11:53 a. m.]

[MPR 188, Order 4306]

SUPERIOR ELECTRIC PRODUCTS CO.  
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Superior Electric Products Company of Cape Girardeau, Mo.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Whole sellers (Job- bers)	Retail- ers (6 units or more)	Retail- ers (less than 6 units)	Con- sumers
Electric fan—	800-8"-----	Each \$1.10	Each \$1.80	Each \$1.40	Each \$2.10
	801-8"-----	1.49	1.76	1.90	2.85
	1000-10"-----	2.81	3.32	3.58	5.83
	1001-10"-----	3.85	4.55	4.90	7.35

These maximum prices are for the articles described in the manufacturer's application dated December 16, 1944.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the model number and retail prices properly filled in:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15814; Filed, Aug. 24, 1945;  
11:53 a. m.]

[MPR 188, Order 4307]

HASSE & JACOBS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Hasse & Jacobs, 31 East 27th Street, New York 16, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Job- bers	Re- tailers	
15" metal fluorescent desk lamp, two column, in crackle brown finish; equipped with ballast-----	500	Each \$5.10	Each \$6.00	Each \$10.80

These maximum prices are for the articles described in the manufacturer's application dated May 9, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of Section 4.5 of SR 147.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15815; Filed, Aug. 24, 1945;  
11:54 a. m.]



[MPR 188, Order 4308]

CARL FRANKEL

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Carl Frankel, 2432 Davidson Avenue, New York 53, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Figurine lamp 11" high, hand painted in colors and gold striped. Sits on metal base and is priced without a shade.	1402F	Each \$4.68	Each \$5.50	Each \$9.90
China table lamp, hand painted and equipped with silk shade having a manufacturer's value of at least \$1.75.	2604	6.38	7.50	13.50

These maximum prices are for the articles described in the manufacturer's application dated April 28, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the

manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15816; Filed, Aug. 24, 1945;  
11:54 a. m.]

[MPR 188, Order 4309]

W. A. STEELMAN

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by W. A. Steelman, 1457 Bryan Street, Memphis, Tennessee.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesalers, mill, electric motor, restaurant and hotel or store equipment suppliers	Industrial, commercial or institutional users (3 units or more)	Industrial, commercial or institutional users (less than 3 units)	Users other than industrial, commercial or institutional
Window fan	25"	Each \$30.00	Each \$45.00	Each \$51.00	Each \$60.00
	30"	32.50	48.75	55.25	65.00

These maximum prices are for the articles described in the manufacturer's application dated July 24, 1945. To each of the above prices only the exact amount of the Federal Excise Tax which the particular sellers is required to pay may be added.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices

are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number, model number and retail ceiling price filled in:

Order No. 4309  
Model No. -----

OPA Retail Ceiling Price to users other than industrial, commercial or institutional.

\$-----

Do Not Detach or Obliterate

OR

W. A. Steelman  
1457 Bryan Street  
Memphis, Tennessee  
Model No. -----

OPA Retail Ceiling Price to users other than industrial, commercial or institutional.

\$-----

Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15817; Filed, Aug. 24, 1945;  
11:54 a. m.]

[MPR 188, Order 4310]

ROL-JAQ INDUSTRIES, INC.

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Rol-Jaq Industries, Incorporated, 727 West Seventh Street, Los Angeles 14, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:



[MPR 591, Order 6]

THOMAS H. BENTLEY CO.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; It is ordered:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following milk coolers manufactured by the Thomas H. Bentley Company of Milwaukee, Wisconsin and as described in its application dated June 23, 1945 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to distributors	On sales to dealers	On sales to consumers
4-can milk cooler complete with 1/4 hp condensing unit.	\$235.80	\$317.25	\$423.00
4-can milk cabinet have no coils or compressor	130.50	174.00	290.00

(b) On sales by the Thomas H. Bentley Company, Milwaukee, Wisconsin, the maximum net prices established in (a) above may be increased by the following amount to each class of purchaser as a charge to cover the cost of crating, when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instances exceeding the amount noted above.

(e) Each seller of the commodities covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, including allowable transportation and crating charges.

(f) The Thomas H. Bentley Company shall stencil on the inside of the lid or cover of the milk coolers covered by this order the following:

OPA Maximum Retail Price, \$3.-----

Plus freight and crating as provided in Order No. 6 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective August 24, 1945.

Issued this 23d day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15820; Filed, Aug. 24, 1945; 11:51 a. m.]

[MPR 188, Order 4332]

## NEW SMALL-VOLUME MANUFACTURERS

## SIMPLIFIED PRICING

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *The purpose of this order.* The principal purpose of this order is to help new small-volume manufacturers of commodities covered by Maximum Price Regulation No. 188 to get into production as rapidly as possible by providing simple rules by which they can obtain suitable ceilings. This order is also designed to help a new business which began production on or after September 1, 1944, when the War Production Board's "spot authorization" program was instituted, if it has been unable to operate profitably under maximum prices previously established under Maximum Price Regulation No. 188 in line with March 1942 prices. Instead of having to apply for an adjustment of those ceilings, any such new business may simply obtain new ceilings under this order.

This order is also intended to provide a speedy pricing method for small-volume businesses which heretofore have always been engaged exclusively in war production. However, this order is not intended to provide rules for the pricing of new products which other established businesses may now wish to produce. Restrictions have been provided to prevent evasion of this limitation. Otherwise, in the hope of obtaining relatively higher ceiling prices, some established businesses might stop producing their existing civilian lines to take advantage of this order's informal procedure which has been specially designed to meet the needs of new businesses. Established businesses which are reentering will in most instances obtain any needed price relief through OPA's reconversion pricing program.

SEC. 2. *What this order does.* This order provides simplified rules which eligible new small volume manufacturers may use to obtain ceiling prices instead of using the Second, Third, or Fourth Pricing Methods of Maximum Price Regulation No. 188. All the other provisions of Maximum Price Regulation No. 188 continue to apply to manufacturers obtaining ceiling prices under this order. The provisions of this order may be used by any eligible manufacturer to obtain new ceiling prices to take the place of ceiling prices which had been established under Maximum Price Regulation No. 188, whether by order or otherwise, on or after September 1, 1944.

Article	Model	Maximum prices for sales by any seller to—				
		Wholesalers (jobbers)	Wholesalers shipping from factory	Chain and department stores	Other retailers	Consumers
Aluminum cookie sheet	H-33	Each \$0.45	Each \$0.51	Each \$0.54	Each \$0.60	Each \$0.90
Portable barbecue	H-69	11.25	12.75	13.50	15.00	25.00
		Per ft.	Per ft.		Per ft.	Per ft.
Orchard ladder	H-81	\$0.60	\$0.76		\$0.90	\$1.50

These maximum prices are for the articles described in the manufacturer's application dated July 9, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct retail ceiling price filled in:

OPA Retail Ceiling Price, \$-----  
Do Not Detach.

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of August 1945.

Issued this 24th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15818; Filed, Aug. 24, 1945; 11:54 a. m.]



**SEC. 3. Tests of eligibility to obtain new maximum prices under this order.** To show that you are a new small-volume manufacturer, you must satisfy the tests of eligibility in paragraphs (a) and (b) of this section. (The word "you" as used in this order refers to both parent and subsidiary or affiliated companies taken as a unit.)

(a) *Tests to tell whether you are a "new" manufacturer.* You are a "new" manufacturer under this order if you are able to meet either Test 1 or Test 2 below.

**Test 1.** You began a new business on or after September 1, 1944.

To meet this test, your business must actually have been started as a genuinely new enterprise on or after September 1, 1944. You would not be such a new enterprise simply because you added new products to your line after that date. A new business organized after that date, however, is not a new enterprise if there was a transfer, as defined in section 5 of the General Maximum Price Regulation, to it of the assets and ceiling prices of another business which was not eligible to price under this order.

A business organized after the issuance date of this order is not a "new" business if (1) any person having a substantial interest in it has at the same time a substantial interest in another business which has manufactured civilian products on or since that date and is not itself eligible to price under this order; or (2) if a person having a substantial interest in it has had since the issuance date of this order a substantial interest in such another business. (A person shall be considered to have a "substantial interest" in a business if he has a 20 percent or greater ownership interest in the business or, in the case of the new business, if he is one of the three persons who are expected to receive the highest compensation for services rendered to that new business.)

You may not continue to sell at ceiling prices which you lawfully obtained under this order by satisfying this Test 1, if in evasion of this test, you later permit a person to obtain a substantial interest in your business who, if he had had such an interest when you obtained your ceilings, would have prevented you from satisfying this test.

**Test 2.** Before September 1, 1944, you were at all times engaged exclusively in the business of manufacturing products on contract or subcontract for sales to one or more United States war procurement agencies or Allied Governments.

**NOTE:** If you cannot satisfy this test because at some time before September 1, 1944, you had manufactured civilian products, be sure to check Supplementary Order No. 118 ("Reconversion Pricing for Small Volume Manufacturers") since you will probably be able to calculate new ceiling prices for those products under that order.

(b) *Tests to tell whether you are a "small-volume" manufacturer.* You are a "small-volume" manufacturer if you can meet both the following tests.

**Test 1.** Your total net sales of products made by you in the six calendar months preceding your price report (not counting sales on contracts or sub-contracts of any United States war procurement agency or of any Allied Government for war purposes) were not more than \$100,000.

**Test 2.** Giving considerations to all relevant factors, including the facilities, manpower, and materials to be used in your civilian business, you cannot expect that your sales (not counting sales on contracts or sub-contracts of any United States war

procurement agency or of any Allied Government for war purposes) will be more than \$100,000 in the six calendar months following your price report under this order.

**SEC. 4. How to figure your ceiling prices.** There are two ways in which you can figure your ceiling prices under this order. These are called, for convenience the "comparability" method and the "cost" method. You may choose either of them if you do not already have a ceiling price for the article. If you do have a ceiling price, you may use only the "cost" method.

(a) *The "comparability" method.* The "comparability" method involves selecting from articles which already have ceiling prices, an article which is either exactly the same as the article you produce, or comparable to it, and proposing as your ceiling price the ceiling price of the manufacturer of that article. If the only comparable articles you can find differ substantially from yours, select the one most closely comparable and propose a price which takes its differences into account. For example, if your article has a feature which the comparable article does not have, you may add to the manufacturer's ceiling prices an amount which you consider adequate to reflect the cost of the additional feature, and propose the total as the ceiling price.

If you choose the "comparability" method, you must submit a report in duplicate on Part II of OPA Form 601-2553 to the District OPA Office for the district in which your place of business is located, giving the information required by the form. That form calls for a description of your article and the comparable article, and the ceiling price of the comparable article. If your proposed ceiling price is higher or lower than the ceiling price of the comparable article the form calls for an explanation of the differences in specifications between the two articles on which you rely to justify the proposed difference in ceiling price.

(b) *The "cost" method.* The "cost" method of fixing your ceiling price involves figuring your total cost for the article and adding to it your industry's average profit margin in a representative peacetime period. Under this method all ceiling prices not figured on the basis of at least three months production experience must be refigured at the end of the first three months of such experience. This is explained in section 7 below.

If you use this method of figuring your ceiling price, you fill in Part III of OPA Form 601-2553 giving a breakdown of your total costs on a reasonable basis, to make and sell the article (taking into account your expected volume of production) and proposing a ceiling price based on those costs plus the average peacetime profit margin for your industry. If you have been in production of the article being priced for three or more months, you must base your total cost figures on your production experience in the latest calendar month. The profit margin may be found by multiplying by two the profit factor which OPA has specified for your industry or, if none is specified, the profit factor for the in-

dustry group which includes your industry. These factors are listed in Appendix D of Supplementary Order No. 118. (This supplementary order applies to small-volume reconverting manufacturers and the pricing of reconversion commodities.) If you do not have a copy of this order, your OPA District Office will supply you with the profit factor for your industry on request.

(c) *Form and samples.* Copies of OPA Form 601-2553 and help in preparing it, can be obtained from your District OPA Office. In addition to submitting the forms you should submit a sample of your article, and, if you use the "comparability" method, of the comparable article. If it is not practicable for you to submit samples, photographs or other accurate illustrations must be submitted. If requested, samples will be returned to you.

**SEC. 5. Ceiling prices for different classes of purchasers.** Since the ceiling prices which you propose under the "comparability" method are those of another manufacturer to a particular class or classes of purchasers, your ceiling prices to each class of your purchasers must be computed by applying the same discounts, differentials and terms which he used. If those ceiling prices which you are able to obtain do not cover a class of purchaser to whom you wish to sell, you must on OPA Form 601-2553 propose a ceiling price to that class based on the discounts, differentials, or terms commonly prevailing in the industry for sales to that class of purchaser.

If you use the "cost" method, the ceiling price so computed applies to that class of your purchasers to whom you expect to sell the largest number of units of the article. Your ceiling prices to other classes of purchasers are to be based on the discounts, differentials, or terms for sales to those classes commonly prevailing in the trade. These must likewise be proposed on OPA Form 601-2553.

**SEC. 6. When you can sell at the proposed price.** Unless OPA notifies you not to do so, you may begin to sell and deliver articles at your new ceiling prices twenty days after you mail your report to OPA. However, if within the twenty-day period OPA asks you to furnish additional information, you may not begin to sell and deliver at your new ceiling prices until twenty days after the day you mail the information which OPA has requested. OPA may at any time order any of the new ceiling prices to be increased or decreased if it finds that you did not calculate them correctly or if it finds that you are not qualified to fix your ceiling price under this order.

**SEC. 7. Expiration of ceiling prices based on the "cost" method.** Every ceiling price based on the "cost" method which was not figured on the basis of at least three months actual experience in producing the article must be refigured on the basis of such experience during the third month of the article's production. In order to provide adequate time for figuring the revised ceilings, a ceiling as



first reported will not expire until five months from the date on which you began production of the article. If you expect to sell the article thereafter, you must file a new application with the same OPA district office on Part III of OPA Form 601-2553 showing (1) what your actual experience showed your total costs to be during the third month of the article's production and (2) a new proposed ceiling price computed as above, using experienced costs instead of the costs you first reported. This report must be filed at least thirty days before the expiration date of your ceiling price as first reported. The rules in section 6 govern when you may begin to sell at the new proposed ceiling if it is higher than the ceiling you first reported. If OPA disapproves your ceiling price as refigured for any reason, you may continue to make sales at the price you first reported under section 4 until OPA, by order, revokes your authorization to do so or fixes a different ceiling price.

**SEC. 8. Ceiling prices for persons other than the manufacturer.** OPA may, by orders, issued pursuant to this order, fix the ceiling prices of a manufacturer, and in the same order, OPA may also fix ceiling prices for sales by persons other than the manufacturer which take the place of ceiling prices fixed by other orders or regulations for sales by such persons.

**SEC. 9. Delegation of authority.** Any Regional Administrator, and any District Director so authorized, may issue, revise, amend, or revoke orders under this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 5th day of September 1945.

Issued this 25th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15903; Filed, Aug. 25, 1945;  
11:57 a. m.]

[Max. Import Price Reg., Rev. Order 95]

#### CERTAIN SWISS ALARM CLOCKS APPROVAL OF MAXIMUM PRICES

Order No. 95 under the Maximum Import Price Regulation is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices for sales by any person of the Swiss alarm clocks listed below to the classes of purchasers specified in the quantities specified. These clocks have assorted dials which bear various brand names, and are in assorted colors. The maximum prices established by this order are applicable regardless of the name appearing on the dial. The maximum prices established by this order supersede maximum prices

which any seller may have established for these clocks including prices established by letter or letter order issued under the Maximum Import Price Regulation.

(b) *Maximum prices.* The maximum prices at which sales and deliveries of the alarm clocks listed below may be made to the classes of purchaser specified are as follows:

Description	Maximum prices for sales to—					
	Wholesalers in quantities of—		Retailers in quantities of—			Consumers exclusive of Federal excise tax
	250 or more	249 or less	101 or more	7 to 100	6 or less	
EBOSA CLOCKS						
#1, 48-mm. dial metal case, no jewel	Each \$3.00	Each \$3.10	Each \$3.45	Each \$3.80	Each \$3.95	Each \$5.45
#2 and 2A, 58-mm. dial, metal case, no jewel	3.10	3.20	3.60	3.95	4.10	5.75
#3, 4, and 5 (larger than 58-mm. dial) metal case, no jewel	3.60	3.75	4.20	4.55	4.75	6.50
#5, transparent plastic case one jewel	3.60	3.75	4.20	4.55	4.75	6.50
IMHOF CLOCKS, HELVECO BRAND						
#271/2, 50 hr. no jewel, metal case enamel finish	4.85	5.00	5.45	5.80	6.05	8.25
#271/2, 50 hr. chrome finish	5.50	5.70	6.25	6.70	7.00	9.50
#271/3, 50 hr. enamel finish	5.50	5.70	6.25	6.70	7.00	9.50
#271/3, 50 hr. chrome finish	6.00	6.85	7.35	7.90	8.30	11.25

The maximum prices established for sales to wholesalers are f. o. b. the seller's city and are subject to terms of 2%, ten days, net thirty days. The maximum prices established for sales to retailers are f. o. b. the seller's city and are subject to terms of 2%, thirty days. The maximum retail prices established by this order are exclusive of the 20% Federal excise tax.

(c) *Notification.* Any person who sells the Swiss alarm clocks covered by this order to a purchaser for resale shall, at or prior to the time of the first invoice to that purchaser, notify the purchaser of the maximum prices established by this order for sales to retailers and at retail. This notice may be given in any convenient form.

(d) *Tagging.* Before being offered for sale to the ultimate consumer each clock shall have securely attached to it a tag or label setting forth the style number and its maximum retail price as established by this order. This tag or label may not be removed until the clock is sold to an ultimate consumer.

(e) This order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective September 1, 1945.

Issued this 27th day of August 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-15965; Filed, Aug. 27, 1945;  
11:25 a. m.]

#### Regional and District Office Orders.

[Region IV Order G-23 Under Supp. Reg. 15]

#### THE MILK SHED

##### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) of the General Maximum Price Regulation, it is hereby ordered:

(a) *Adjustment of maximum prices for approved fluid milk sold and delivered in Worth County, Georgia, by The Milk*

*Shed, Moultrie, Georgia.* (1) On and after April 1, 1945, the maximum prices for approved fluid milk sold and delivered in glass containers of one quart or less by The Milk Shed of Moultrie, Georgia, in Worth County, including Sylvestor, Georgia, shall be:

	Wholesale	Retail
	Cents	Cents
Quarts.....	15	17
Pints.....	8	9
Half-pints.....	4½	5½

(2) On and after April 1, 1945, the maximum prices for approved fluid milk in glass containers of one quart or less, sold and delivered at retail by any person who has purchased such milk at wholesale from The Milk Shed, Moultrie, Georgia, within Worth County, Georgia, shall be:

	Retail (cents)
Quarts.....	17
Pints.....	9
Half-pints.....	5½

(b) *Applicability of the General Maximum Price Regulation and other supplementary regulations and orders of the Office of Price Administration.* Except as otherwise provided herein, all transactions subject to this order remain subject to all the provisions of the General Maximum Price Regulation, together with all amendments, supplementary regulations, and orders which have heretofore or may hereafter be issued. Unless the context otherwise requires, all terms used herein shall be construed in accordance with the provisions of §§ 1499.20 and 1499.73a (a) (1) (xi) of the General Maximum Price Regulation as amended.

(c) This order may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Laws 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued: April 4, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-15601; Filed, Aug. 22, 1945;  
4:47 p. m.]



## LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register August 22, 1945.

## REGION IV

Birmingham Order 2-C, Amendment 6, covering poultry in the Birmingham Area. Filed 9:18 a. m.

Richmond Order 2-W, covering dry groceries in the city of Richmond and certain other areas in the Richmond Area. Filed 9:23 a. m.

Richmond Order 2-W, Amendment 1, covering dry groceries in the city of Richmond and certain areas in the Richmond Area. Filed 9:24 a. m.

Richmond Order 2-W, Amendment 2, covering dry groceries in the city of Richmond and certain areas in the Richmond Area. Filed 9:24 a. m.

Richmond Order 3-W, covering dry groceries in the city of Charlottesville and certain areas in the Richmond Area. Filed 9:23 a. m.

Richmond District Order 3-W, Amendment 1, covering dry groceries in Richmond and certain other areas in the Richmond Area. Filed 9:23 a. m.

Order 4-W, covering dry groceries in Richmond and Norfolk and certain other areas in the Richmond Area. Filed 9:26 a. m.

Richmond Order 4-W, Amendment 1, covering dry groceries in Richmond and Norfolk and certain other areas in the Richmond Area. Filed 9:26 a. m.

Richmond Order 5-W, covering dry groceries in Charlottesville and certain other areas in the Richmond Area. Filed 9:26 a. m.

Richmond Order 5-W, Amendment 1, covering dry groceries in Charlottesville and certain other areas in the Richmond Area. Filed 9:28 a. m.

Richmond Order 4-F, Amendment 22, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:19 a. m.

Richmond Order 4-F, Amendment 23, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:19 a. m.

Richmond Order 4-F, Amendment 24, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:19 a. m.

Richmond Order 4-F, Amendment 25, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:19 a. m.

Richmond Order 4-F, Amendment 26, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:20 a. m.

Richmond Order 4-F, Amendment 27, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:20 a. m.

Richmond Order 4-F, Amendment 28, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:20 a. m.

Richmond Order 4-F, Amendment 29, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:20 a. m.

Richmond Order 4-F, Amendment 30, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:20 a. m.

Richmond Order 4-F, Amendment 31, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:20 a. m.

Richmond Order 4-F, Amendment 32, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:20 a. m.

Richmond Order 4-F, Amendment 33, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:21 a. m.

Richmond Order 4-F, Amendment 34, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:21 a. m.

Richmond Order 4-F, Amendment 35, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:21 a. m.

Richmond Order 5-F, Amendment 13, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:21 a. m.

Richmond Order 5-F, Amendment 14, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:22 a. m.

Richmond Order 5-F, Amendment 15, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:22 a. m.

Richmond Order 5-F, Amendment 16, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:22 a. m.

Richmond Order 5-F, Amendment 17, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:21 a. m.

Richmond Order 5-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:22 a. m.

Richmond Order 5-F, Amendment 19, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:22 a. m.

Richmond Order 5-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:21 a. m.

Richmond Order 5-F, Amendment 21, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:22 a. m.

Richmond Order 15, covering dry groceries in Richmond and certain other areas in the Richmond Area. Filed 9:24 a. m.

Richmond Order 15, Amendment 1, covering dry groceries in Richmond and certain other areas in the Richmond Area. Filed 9:25 a. m.

Richmond Order 15, Amendment 2, covering dry groceries in the Richmond Area and certain other areas in the Richmond District. Filed 9:25 a. m.

Richmond Order 15, Amendment 3, covering poultry in certain areas in Virginia. Filed 9:25 a. m.

Richmond Order 16, covering dry groceries in Charlottesville and certain other areas in the Richmond Area. Filed 9:23 a. m.

Richmond Order 16, Amendment 1, covering poultry in certain areas in Virginia. Filed 9:24 a. m.

Richmond Order 17, covering dry groceries in certain areas in Virginia. Filed 9:25 a. m.

Richmond Order 17, Amendment 1, covering dry groceries in certain areas in the Richmond Area. Filed 9:18 a. m.

Richmond Order 17, Amendment 2, covering poultry in certain areas in Virginia. Filed 9:19 a. m.

Richmond Order 18, covering dry groceries in Richmond and Norfolk and certain other areas in the Richmond Area. Filed 9:26 a. m.

Richmond Order 18, Amendment 1, covering dry groceries in Richmond and Norfolk, and certain other areas in the Richmond Area. Filed 9:26 a. m.

Richmond Order 18, Amendment 2, covering dry groceries in Richmond and Norfolk and certain other areas in the Richmond Area. Filed 9:27 a. m.

Richmond Order 19, covering dry groceries in Charlottesville and certain other areas in the Richmond Area. Filed 9:27 a. m.

Richmond Order 19, Amendment 1, covering dry groceries in the Charlottesville and certain other areas in the Richmond Area. Filed 9:27 a. m.

Richmond Order 19, Amendment 2, covering dry groceries in the Charlottesville and certain other areas in the Richmond Area. Filed 9:27 a. m.

Richmond Order 20, covering dry groceries in certain areas in Virginia. Filed 9:27 a. m.

Richmond Order 20, Amendment 1, covering dry groceries in the Richmond Area. Filed 9:22 a. m.

Richmond Order 20, Amendment 2, covering dry groceries in the Richmond Area. Filed 9:23 a. m.

## REGION VII

Salt Lake City Order 11-F, Amendment 8, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:18 a. m.

Salt Lake City Order 11-F, Amendment 9, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:18 a. m.

Salt Lake City Order 12-F, Amendment 8, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:18 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-15882; Filed, Aug. 25, 1945; 11:58 a. m.]

[Region IV Rev. Order G-12 Under RMPR 122]

## SOLID FUELS IN AUGUSTA, GA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This adopting order establishes dollars-and-cents ceiling prices for specified solid fuels when sold and delivered by dealers in the area set out herein. These fuels are described and the maximum prices are set forth in paragraph (e) hereof.

(b) *Area covered.* This order covers all sales of specified fuels when sold and delivered within the corporate limits of the City of Augusta, Georgia and the area lying within twenty miles thereof by the most direct highway route.

(c) *Applicability of Basic Order No. G-37.* All the provisions of Order No. G-37 under Revised Maximum Price Regulation No. 122—Basic Order for Area Pricing of Coal in Region IV, issued April 4, 1945 by the Atlanta Regional Office, Region IV, Office of Price Administration are adopted in this order and are just as much a part of this order as if printed herein. If said Order No. G-37 is amended in any respect all the provisions of said order, as amended, shall likewise, without other action, be a part of this order. All persons subject to this adopting order are also subject to and should read and be familiar with the provisions of said Order No. G-37.

(d) *Relationship between this order and previous orders.* This order supercedes Order No. G-12 under Revised Maximum Price Regulation No. 122 and all supplementary orders thereunder, previously issued by this office, and as a result, said Order No. G-12 and said supplementary orders thereunder are hereby revoked as of the effective date of this order.

(e) *Maximum prices.* Maximum prices established by this order are as follows for sales on a "direct delivery or domestic" basis:

(1) *High volatile bituminous coal from District No. 8.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Lump, chunk, or block.....	\$10.05	\$5.28	\$2.76
Egg.....	10.05	5.28	2.76
Stoker.....	10.00	5.25	2.87
Slack.....	6.95	3.73	2.12

(f) *Maximum authorized service charges and required deductions—(1) Carry from curb.* If the buyer requests such service, the dealer may charge not more than 50¢ per ton therefor.

(2) *Sacked coal.* For coal in sacks, the dealer may charge not more than 51¢ for 75 pounds at the yard, and 61¢



for 75 pounds if the dealer makes delivery.

(3) *Yard sales.* When the buyer picks up coal at the dealer's yard, the dealer must reduce the domestic price 50¢ per ton.

(4) *Treated coals.* If the dealer's supplier has subjected the coal to oil or calcium chloride treatment to allay dust or to prevent freezing, and makes a charge therefor, the dealer selling such coal may add to the applicable maximum price set by this order the amount of such charge, not to exceed 10¢ per net ton. The invoice, sales slip, or receipt shall clearly show that the coal has been so treated but it is not necessary that this charge be separately stated thereon.

(5) *Quantity discounts.* On sales of from 20 to 30, inclusive, tons to a single purchaser in a single order, the dealer must reduce his domestic price at least 25¢ per ton. On sales of more than 30 tons to a single purchaser in a single order, the dealer must reduce his domestic price at least 50¢ per ton.

(6) *Credit.* The maximum prices herein are net for cash. A dealer may make an additional charge for the extension of credit of not more than 50¢ per ton.

(7) *Delivery zone.* For deliveries beyond the corporate limits of Augusta, Georgia, and within twenty miles thereof, the dealer may make an additional charge of not more than 10¢ per mile per ton for each mile beyond the corporate limits of such city, with a minimum charge of 50¢ per ton for each such delivery, said mileage to be determined by the actual highway mileage from the city limits to the point of delivery by the most direct highway route.

*Effective date.* This order shall become effective April 27, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued April 20, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-15605; Filed, Aug. 22, 1945;  
4:48 p.m.]

[Region IV Rev. Order G-12 Under RMPR 122,  
Amdt. 1]

#### SOLID FUELS IN AUGUSTA, GA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, Revised Order No. G-12 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respects:

1. Paragraph (e) is amended to read as follows:

(e) *Maximum prices.* Maximum prices established by this order are as follows for sales on a "direct delivery or domestic" basis:

(1) *High volatile bituminous coal from District No. 8.*

Size	Per ton, 2,000 lbs.	Per ½ ton, 1,000 lbs.	Per ¼ ton, 500 lbs.
Lump, chunk, block or egg	\$10.20	\$5.35	\$2.80
Stoker	10.15	5.33	2.91
Slack	7.10	3.80	2.15

2. Subparagraph (f) (2) is amended to read as follows:

(2) *Sacked coal.* For coal in sacks, the dealer may charge not more than 52¢ for 75 pounds at the yard, and 62¢ for 75 pounds if the dealer makes delivery.

3. Supplementary Order No. 1 to Revised Order No. G-12 under Revised Maximum Price Regulation No. 122 is hereby revoked, and Supplementary Order No. 1 to Order No. G-37 under Revised Maximum Price Regulation No. 122 is hereby revoked insofar as the same is applicable to Revised Order No. G-12 under Revised Maximum Price Regulation No. 122.

*Effective date.* This amendment shall become effective May 28, 1945.

Issued: May 23, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-15606; Filed, Aug. 22, 1945;  
4:48 p.m.]

[Region IV Rev. Order G-16 Under RMPR 122]

#### SOLID FUELS IN LYNCHBURG, VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This adopting order establishes dollars-and-cents ceiling prices for specified solid fuels when sold and delivered by dealers in the area set out herein. These fuels are described and the maximum prices are set forth in paragraph (e) hereof.

(b) *Area covered.* This order covers all sales of specified solid fuels when sold and delivered within the corporate limits of the City of Lynchburg, Virginia and the area lying within fifteen miles thereof by the most direct highway route.

(c) *Applicability of Basic Order No. G-37.* All the provisions of Order No. G-37 under Revised Maximum Price Regulation No. 122—Basic Order for Area Pricing of Coal in Region IV, issued April 4, 1945 by the Atlanta Regional Office, Region IV, Office of Price Administration are adopted in this order and are just as much a part of this order as if printed herein. If said Order No. G-37 is amended in any respect all the provisions of said order, as amended, shall likewise, without other action, be a part of this order. All persons subject to this adopting order are also subject to and should read and be familiar with the provisions of said Order No. G-37.

(d) *Relationship between this order and previous orders.* This order supercedes Order No. G-16 under Revised Maximum Price Regulation No. 122 and all supplementary orders thereunder, previously issued by this office, and as a result, said Order No. G-16 and all said

supplementary orders thereunder are hereby revoked as of the effective date of this order.

(e) *Maximum prices.* Maximum prices established by this order are as follows for sales on a "direct delivery or domestic" basis:

(1) *High volatile bituminous coals from District No. 8.*

Size	Per ton, 2,000 lbs.	Per ½ ton, 1,000 lbs.	Per ¼ ton, 500 lbs.
Egg	\$8.10	\$4.30	\$2.28
Stove	7.95	4.23	2.24
Stoker	8.00	4.25	2.25

(2) *Low volatile bituminous coal from District No. 7.*

Size	Per ton, 2,000 lbs.	Per ½ ton, 1,000 lbs.	Per ¼ ton, 500 lbs.
Egg	\$9.70	\$5.10	\$2.68
Stove	9.00	4.75	2.50
Domestic or screened run-of-mine	8.25	4.38	2.31
Stoker	7.95	4.23	2.24
Nut	8.15	4.33	2.29
Slack	7.50	4.00	2.12

(3) *Pennsylvania anthracite.*

Size	Per ton, 2,000 lbs.	Per ½ ton, 1,000 lbs.	Per ¼ ton, 500 lbs.
Nut	\$18.10	\$9.30	\$4.77

(f) *Maximum authorized service charges and required deductions—*(1) *Carry up or down stairs.* If the buyer requests such service, the dealer may charge not more than 50¢ per ton therefor.

(2) *Yard sales.* When buyer picks up coal at the dealer's yard, the dealer must reduce the domestic price at least 50¢ per ton.

(3) *Treated coals.* If the dealer's supplier has subjected the coal to oil or calcium chloride treatment to allay dust or to prevent freezing, and makes a charge therefor, the dealer selling such coal may add to the applicable maximum price set by this order the amount of such charge, not to exceed 10¢ per net ton. The invoice, sales slip, or receipt shall clearly show that the coal has been so treated but it is not necessary that this charge be separately stated thereon.

(4) *Delivery zone.* For deliveries beyond the corporate limits of Lynchburg, Virginia, and within fifteen miles thereof, the dealer may make an additional charge of not more than 10¢ per mile per ton for each mile beyond the corporate limits of such city, with a minimum charge of 50¢ per ton for each such delivery, said mileage to be determined by the actual highway mileage from the city limits to the point of delivery by the most direct highway route.

(5) *Credit.* No additional charge may be made for the extension of credit.

*Effective date.* This order shall become effective April 27, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)



Issued: April 20, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-15602; Filed, Aug. 22, 1945;  
4:47 p. m.]

[Region IV Rev. Order G-16 Under RMPR 122,  
Amdt. 1]

#### SOLID FUELS IN LYNCHBURG, VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, Revised Order No. G-16 under Revised Maximum Price Regulation No. 122 issued by this office on April 20, 1945, is hereby amended in the following respects:

1. Paragraph (e) is amended to read as follows:

(e) *Maximum prices.* Maximum prices established by this order are as follows for sales on a "direct delivery or domestic" basis:

(1) *High volatile bituminous coals from District No. 8.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Egg.....	\$8.25	\$4.38	\$2.31
Stove.....	8.10	4.30	2.28
Stoker.....	8.15	4.33	2.29

(2) *Low volatile bituminous coal from District No. 7.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Egg.....	\$9.96	\$5.23	\$2.74
Stove.....	9.26	4.88	2.57
Domestic or screened run-of-mine.....	8.51	4.51	2.38
Stoker.....	8.21	4.36	2.30
Nut.....	8.41	4.46	2.35
Slack.....	7.76	4.13	2.19

(3) *Pennsylvania anthracite.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Nut.....	\$18.10	\$9.30	\$4.77

2. Supplementary Order No. 1 to Revised Order No. G-16 under Revised Maximum Price Regulation No. 122 is hereby revoked, and Supplementary Order No. 1 to Order No. G-37 under Revised Maximum Price Regulation No. 122 is hereby revoked insofar as the same is applicable to Revised Order No. G-16 under Revised Maximum Price Regulation No. 122.

*Effective date.* This amendment shall become effective June 4, 1945.

Issued: May 30, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-15603; Filed, Aug. 22, 1945;  
4:47 p. m.]

[Region IV Rev. Order G-16 Under RMPR 122,  
Amdt. 2]

#### SOLID FUELS IN LYNCHBURG, VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, subparagraph (e) (3) of Revised Order No. G-16 under Revised Maximum Price Regulation No. 122 issued by this office on April 20, 1945, is hereby amended to read as follows:

(3) *Pennsylvania anthracite.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Nut.....	\$19.10	\$9.80	\$5.03

*Effective date.* This amendment shall become effective as of June 18, 1945.

Issued: June 27, 1945.

THOMAS L. HISGEN,  
Acting Regional Administrator.

[F. R. Doc. 45-15604; Filed, Aug. 22, 1945;  
4:47 p. m.]

[Region IV 2d Rev. Order G-18 Under RMPR 122]

#### SOLID FUELS IN COBB AND CHEROKEE COUNTIES, GA.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This adopting order establishes dollars-and-cents ceiling prices for specified solid fuels when sold and delivered by dealers in the area set out herein. These fuels are described and the maximum prices are set forth in paragraph (e) hereof.

(b) *Area covered.* This order covers all sales of specified solid fuels when sold and delivered within the Counties of Cobb and Cherokee, in the State of Georgia.

(c) *Applicability of Basic Order No. G-37.* All the provisions of Order No. G-37 under Revised Maximum Price Regulation No. 122—Basic Order for Area Pricing of Coal in Region IV, issued April 4, 1945 by the Atlanta Regional Office, Region IV, Office of Price Administration are adopted in this order and are just as much a part of this order as if printed herein. If said Order No. G-37 is amended in any respect all the provisions of such order, as amended, shall likewise, without other action, be a part of this order. All persons subject to this adopting order are also subject to and should read and be familiar with the provisions of said Order No. G-37.

(d) *Relationship between this order and previous orders.* This Second Revised Order No. G-18 supersedes Revised Order No. G-18 under Revised Maximum Price Regulation No. 122 and Amendments 1 and 2 thereto and Supplementary Order No. 1 thereunder, and as a result, said order, amendments, and supplementary order are hereby revoked as

of the effective date of this order. This Second Revised Order is issued as an adopting order pursuant to the provisions of Order No. G-37 under Revised Maximum Price Regulation No. 122, and since the additions permitted by Supplementary Order No. 1 under said Order No. G-37 are incorporated in the price list contained herein, said Supplementary Order No. 1 under said Order No. G-37 shall not be applicable to this Second Revised Order No. G-18.

(e) *Maximum prices.* Maximum prices established by this order are as follows for sales on a "direct delivery or domestic" basis:

(1) *High volatile bituminous coal from District No. 8.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Block, 6" or 8" (size group No. 1), in price classification M.....	\$9.55	\$5.03	\$2.64
Block, 5", and chunk, 8" x 8" (size group No. 2): In price classification A.....	9.85	5.18	2.71
In price classifications C-N, inclusive.....	9.15	4.83	2.54
Egg, 3" x 5" (size group No. 6) and 2" x 5" (size group No. 7), in price classification A.....	9.25	4.88	2.56
Egg, 3" x 5" (size group No. 6) in price classifications E-K, inclusive, and 2" x 5" (size group No. 7), in price classification J.....	8.45	4.48	2.36
Egg, 3" x 8" (size group No. 4), in price classification M, and stoker, top size not exceeding 1¼", bottom size less than 1¼" (size group No. 10); all price classifications—untreated.....	9.05	4.78	2.51
Yard slack.....	6.65	3.58	1.91
Run-of-mine (for domestic use).....	8.90	4.70	2.48

(f) *Maximum authorized service charges and required deductions—(1) Carry or wheel service.* If a buyer requests such service, the dealer may charge not more than 50¢ per ton therefor.

(2) *Yard sales.* When the buyer picks up the solid fuel covered by this order at the dealer's yard, the dealer must reduce the domestic price at least 50¢ per ton.

(3) *Sacked coal.* A dealer may not charge more than 51¢ per 100 lb. sack of egg coal at the yard, or delivered, sack not included.

(4) *Delivery zone.* No additions may be made for deliveries within the corporate limits of the city or town in which the dealer's yard is located. For deliveries made beyond such corporate limits, the dealer may add not more than 10¢ per ton per mile and may impose a minimum charge of not more than 50¢ for each such delivery. Such delivery charge, if added, must be stated separately from all other charges on the invoice.

(5) *Treated coals.* If the dealer's supplier has subjected the coal to oil or calcium chloride treatment to allay dust or to prevent freezing, and makes a charge therefor, the dealer selling such coal may add to the applicable maximum price set by this order the amount of such charge, not to exceed 10¢ per net ton. The invoice, sales slip, or receipt shall clearly show that the coal has been so treated, but it is not necessary that this charge be separately stated thereon.



(6) *Credit.* No additional charge over the prices listed in this order may be made for the extension of credit.

*Effective date.* This order shall become effective June 9, 1945.

Issued: June 4, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-15598; Filed, Aug. 22, 1945;  
4:48 p. m.]

[Region VI Order G-23 Under RMPR 122]

#### SOLID FUELS IN CHICAGO REGION

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, as amended, and for reasons stated in an opinion issued herewith, it is ordered:

(a) *What this order does.* This order adjusts the maximum prices for the sale of solid fuels, except anthracite or miscellaneous solid fuels as defined in Maximum Price Regulation No. 121, of all dealers whose coal is obtained by all rail or truck transportation from mines and whose maximum prices for the sale of such solid fuels are now established under area pricing orders of Region VI of the Office of Price Administration.

(b) *Geographical applicability.* This order applies to all sales in which the buyer receives physical delivery within the areas covered by each area pricing order in Region VI, which includes the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County, Indiana.

(c) *Exclusions.* This order shall not apply to sales by dealers of solid fuels obtained from dock facilities, or to anthracite or miscellaneous solid fuels as defined in Maximum Price Regulation No. 121, as amended.

(d) *Price adjustments.* On solid fuels obtained from mines by all rail or truck transportation the sale of which is governed by maximum prices established by Region VI Orders G-1 to G-16 under Revised Maximum Price Regulation No. 122 inclusive, and appendices thereto, and any other Region VI area pricing orders issued under that regulation dealers are hereby permitted to increase the maximum prices in accordance with the schedule below. The amount which may be added is determined by the Production District from which the solid fuel is derived, and by the type of mine operation by means of which it is produced.

Additions may only be made in the amount specified for the particular Production Districts listed. No addition may be made on coal produced in Production Districts not specifically listed herein. Dealers covered by Revised Order No. G-15, Quad Cities Area, which became effective on August 3, 1945, may apply the following adjustments immediately to the prices set forth in the area order. Dealers covered by Revised Order No. G-13, La Crosse, Wisconsin, area, which becomes effective on August 8, 1945, may apply the following adjustments until August 8, 1945 to their prices as established under Order No. G-13 in

effect prior to August 8, 1945, and on and after August 8, 1945, such dealers may apply the following adjustments to the prices set forth in Revised Order No. G-13 as it becomes effective on August 8, 1945.

Production District No. 1: 10¢ per ton on deep mines and prepared strip mines only.

Production District No. 2: 6¢ per ton on deep mines and prepared strip mines only.

Production District No. 3: 5¢ per ton on mine run only, 10¢ per ton on all other sizes.

Production District No. 6: 4¢ per ton all mines.

Production District No. 7: 4¢ per ton all mines.

Production District No. 10: 1¢ per ton on deep machine mines in size group Nos. 1 through 8 including lump, egg, nut, stove and mine run; 6¢ per ton on deep machine mines in size group Nos. 9-29, including chestnut, pea, stoker, screenings, carbon and dust; 5¢ per ton for strip mine coal size group Nos. 1 through 8, including lump, egg, nut, stove, and mine run; 10¢ per ton for strip mine coal in size group Nos. 9 through 29, including chestnut, pea, stoker, screenings, carbon and dust.

Production District No. 11: 4¢ per ton all mines.

Production District No. 15: 3¢ per ton strip mines; 10¢ per ton all deep mines.

Production District No. 17: All mines, 5¢.

Production District No. 22: All mines, 12¢.

(e) This Order No. G-23 shall remain in effect in each area covered by a Region VI area pricing order until such area order is amended to reflect the price increase permitted herein and to supersede this Order No. G-23.

(f) *Effect of order on Revised Maximum Price Regulation No. 122.* Insofar as any provision of this order may be inconsistent with any provision of Revised Maximum Price Regulation No. 122, as amended, the provisions contained in this order shall be controlling. Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122, as amended, shall remain in full force and effect.

(g) This order may be revoked, amended, or modified at any time.

This order shall become effective immediately.

Issued this 3d day of August 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-15609; Filed, Aug. 22, 1945;  
4:49 p. m.]

[Syracuse Order 2 Under RMPR 259]

#### CONTAINERS AND CASES OF DOMESTIC MALT BEVERAGES IN SYRACUSE, N. Y. DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What this order does.* In accordance with the provisions of section 5.2 (c) of Revised Maximum Price Regulation No. 259 this order establishes uniform maximum deposit charges which may be imposed by wholesalers and retailers for cases and containers in connection with sales of domestic malt beverages in bottles or cases, but not to brewers whether or not required to price as wholesalers under section 2.2 (d) of such regulation.

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers and retailers located within Wayne and Ontario Counties, in the State of New York.

SEC. 3. *Applicability.* No wholesaler or retailer located within the area where this order is applicable may require a deposit from purchasers in excess of the sum permitted by this order.

SEC. 4. *Deposit charges established by this order.* The maximum deposit charges for all sellers to which this order is applicable are as follows:

(a) Bottles of 16 oz. or less capacity: 2¢ per bottle.

(b) Bottles of more than 16 oz. but not more than 32 oz. capacity: 5¢ per bottle.

(c) Bottles of more than 32 oz. but not more than 64 oz. capacity: 10¢ per bottle.

(d) Wooden, steel, fiber, corrugated carton, or other empty cases or containers constructed to contain 24 bottles of 16 oz. or less capacity: 27¢ per case.

12 bottles of 16 oz. or more than 32 oz. capacity: 15¢ per case.

6 bottles of more than 32 oz. and not more than 64 oz. capacity: 15¢ per case.

SEC. 5. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in Revised Maximum Price Regulation No. 259, as amended, shall apply to the terms used herein.

This order shall become effective August 4, 1945.

Issued this 31st day of July 1945.

STEPHEN P. TOADVINE,  
District Director.

[F. R. Doc. 45-15608; Filed, Aug. 22, 1945;  
4:49 p. m.]

[Jackson Order G-1 Under RMPR 285]

#### BANANAS IN JACKSON, MISS., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Jackson (Mississippi) District, Region IV, of the Office of Price Administration by section 5 (a) (1) of Revised Maximum Price Regulation 285, as amended, and Regional Delegation Order 66, it is hereby ordered:

SECTION 1. *Inbound delivery cost.* Any sub-jobber, whose place of business is located within the Jackson (Mississippi) District, may add to his maximum prices established for processed bananas under section 4 of Revised Maximum Price Regulation 285, the amount paid by him at the lowest rate for available transportation for the delivery of processed bananas from his supplier's place of business to the sub-jobber's place of business, but not including any local hauling.

SEC. 2. *Maximum charges for delivery by sub-jobbers beyond the free delivery zone.* Any sub-jobber, whose place of business is located in the Jackson (Mississippi) District, may add to his maximum prices determined under section 4 of Revised Maximum Price Regulation



285, as amended, an amount not exceeding 35¢ per cwt for delivery to a retailer or institutional user located outside of his free delivery zone as defined in section 3 of this order.

**SEC. 3. Definitions.** (a) "Sub-jobber" means a person other than an importer who buys processed bananas and resells them to persons other than ultimate consumers.

(b) "Processed bananas" means fresh bananas that have been unloaded into and actually stored in rooms or buildings specially equipped for artificially ripening bananas and that are treated by controlled heating, refrigeration, humidification or other means customarily used to ripen bananas artificially.

(c) "Delivery to a retailer or institutional user" means delivery to the buyer's premises, and in the case of a retailer, delivery to the retail store where sales to ultimate consumers are to be made. "Institutional user" includes government procurement agencies, hotels and restaurants.

(d) "Retailer" means a person, the larger volume of whose food business is the purchase and resale of food products, without materially changing their form, to ultimate consumers.

(e) "Free delivery zone" for any sub-jobber selling bananas to retailers or institutional users shall mean all of the territory within the limits of the city or town in which the established place of business of such sub-jobber is located.

**SEC. 4. Geographical applicability.** This order shall apply only to sub-jobbers whose places of business are located within the Jackson (Mississippi) District, which comprises the entire State of Mississippi.

**SEC. 5. Applicability of revised Maximum Price Regulation 285, as amended.** Except as this order specifically provides for the addition of certain delivery costs and charges in sections 1 and 2, all sales of bananas covered by this order shall remain subject to the provisions of Revised Maximum Price Regulation 285, as amended.

**SEC. 6. Revocation and amendment.** This order may be revoked, amended or corrected at any time by the District Director of the Jackson (Mississippi) District.

**SEC. 7. Effective date.** This order shall become effective 12:01 a. m. on August 6, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 2d day of August 1945.

WILLIAM E. HOLCOMB,  
District Director.

[F. R. Doc. 45-15607; Filed, Aug. 22, 1945;  
4:48 p. m.]

[Region I Rev. Supp. Order 2 Under RMPR 122, Amdt. 22]

#### PENNSYLVANIA ANTHRACITE IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of

Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Revised Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 is amended in the following respect:

1. In the provision for "Glen Burn" in paragraph (a) in the "Note" the expiration date "July 31" is deleted and a new expiration date "September 30" is inserted in lieu thereof.

This Amendment No. 22 shall become effective midnight July 31, 1945.

Issued this 31st day of July 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-15713; Filed, Aug. 23, 1945;  
12:29 p. m.]

[Region I Supp. Order 3 Under RMPR 122, Revocation]

#### COKE IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended; *It is hereby ordered*, That Region I Supplementary Order No. 3 under Revised Maximum Price Regulation No. 122 (Permitted Increases for Maximum Prices for Coke) be and it hereby is revoked.

This order shall become effective as of midnight August 6, 1945.

Issued this 7th day of August 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-15714; Filed, Aug. 23, 1945;  
12:29 p. m.]

[Region I Order G-70 Under RMPR 122, Amdt. 59]

#### SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Order No. G-70 under Revised Maximum Price Regulation No. 122, is amended in the following respect:

1. In the provision for "Glen Burn" in subparagraph (2) of paragraph (e), in the "Note" the expiration date "July 31" is deleted and a new expiration date "September 30" is inserted in lieu thereof.

2. Subparagraph (2) of paragraph (e) is amended by adding the following to the table set forth therein:

Kind and size	Amount of addition			
	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Consagra: Broken, egg, stove, chestnut, pea, buckwheat and rice....	\$0.50	\$0.25	\$0.15	None

3. Subparagraph (9) of paragraph (1) is amended by adding the word "Consagra".

4. Subparagraph (53) is added to paragraph (1) to read as follows:

(53) "Consagra" means that Pennsylvania anthracite produced by the Consagra Coal Company and prepared at its Consagra Colliery at Olyphant, Pennsylvania, and which meets the quality and preparation standards established by Order No. L-33 under Maximum Price Regulation No. 112.

This Amendment No. 59 shall become effective midnight July 31, 1945.

Issued this 31st day of July 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-15715; Filed, Aug. 23, 1945;  
12:30 p. m.]

[Region I Order G-70 Under RMPR 122, Amdt. 60]

#### SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, subparagraph (19) containing Appendix 19 is hereby added to paragraph (c) of Region I Order No. G-70 under Revised Maximum Price Regulation No. 122 to read as follows:

(19) Appendix 19: specified solid fuels; Conway, New Hampshire—(a) Maximum prices established by this Appendix 19. This Appendix 19 establishes specific maximum prices for sales of Pennsylvania Anthracite and New England Coke in the Conway, New Hampshire Area by dealers, and for specified services rendered by dealers in connection with the sale or handling of said solid fuels. Price Schedule I contains prices for sales on a delivered basis and Price Schedule II contains prices for yard sales to consumers and dealers. The Conway New Hampshire Area includes the following towns or townships in the State of New Hampshire: Albany, Alton, Bartlett, Chatham, Conway, Eaton, Effingham, Freedom, Jackson, Madison, Moultonborough, Ossipee, Sandwich, Tamworth, Tuftonboro and Wolfeboro.

(b) Price Schedule I: Sales on a delivered basis. (1) Base maximum prices for sales on a "direct delivery" basis to consumers at any point in the Conway, New Hampshire Area.

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Pennsylvania anthracite: Broken, egg, stove and chestnut.....	\$17.35	\$8.95	\$4.75	\$1.00
Buckwheat.....	12.95	6.75	3.65	.80
Rice.....	11.50	6.00	3.25	.75
New England coke: Egg, stove and chestnut.....	15.65	8.10	4.30	.95



(2) *Prices for specified localities.* The following amounts may be added to the above prices when deliveries are made in:

Location:	Amount
Bartlett.....	\$0.75
Jackson.....	.75
Center Conway (fire precinct).....	2.25
Redstone (part of Conway).....	2.25
Eaton.....	2.50
Moultonborough.....	2.50
North Conway (fire precinct).....	2.50
Ossipee.....	2.50
Tuftonboro.....	2.50
Albany.....	2.75
Effingham.....	2.10
Freedom.....	2.10
Madison.....	2.10
Sandwich.....	2.10
Tamworth (except Wonalancet).....	2.10
Chatham.....	2.00
Wonalancet (part of Tamworth).....	2.00

<sup>1</sup> By dealers whether located in these towns, or elsewhere.

<sup>2</sup> By dealers located out of town.

(3) *Maximum authorized service and deposit charges.* (i) The maximum prices per 100 pounds include carrying or wheeling to consumer's bin or storage space. If the buyer requests such service of him, the dealer may make the following charges for carrying or wheeling of quarter-ton and larger quantities to the consumer's bin or storage space:

	Per net ton	½ ton	¼ ton
For any carry or wheel from a "direct delivery" point, exclusive of charges for carries up or down flights of stairs.....	\$0.50	\$0.25	\$0.15
For carries up or down flights of stairs, per flight.....	.50	.25	.15

(ii) If the buyer requests that fuel delivered in burlap bags furnished by the dealer be left in the bags, the maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, the bags shall be 25 cents per bag.

(c) *Price Schedule II; Yard sales to consumers or dealers.* (1) Maximum prices for sales at the yard of any dealer in the Conway, New Hampshire Area to consumers or dealers:

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Pennsylvania anthracite:				
Broken, egg, stove and chestnut.....	\$16.35	\$8.45	\$4.50	\$0.90
Buckwheat.....	11.95	6.25	3.40	.70
Rice.....	10.50	5.50	3.00	.65
New England coke: Egg, stove and chestnut.....	14.65	7.60	4.05	.85

(2) *Maximum authorized bagging and deposit charges.* (i) The maximum prices per 100 pounds are for 100 pounds bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging quarter-ton and larger quantities in 100 pound bags, exclusive of any deposit charges on bags furnished by the dealer:

	Cents
Per net ton.....	50
Per half-ton.....	25
Per quarter-ton.....	15

(ii) The maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the dealer shall be 25 cents per bag.

(d) *Terms of sale.* Terms of sale for sales under paragraphs (b) and (c) of above may be net cash. A charge not exceeding 50¢ per ton, or 25¢ per half-ton, or 15¢ per quarter-ton, may be made for extension of credit for more than ten days from delivery, otherwise, no additional charge may be made for the extension of credit.

This amendment No. 60 shall become effective August 6, 1945.

Issued this 2d day of August 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-15716; Filed, Aug. 23, 1945; 12:30 p. m.]

[Region I Order G-70 Under RMPR 122, Amdt. 61]

#### SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Order No. G-70 under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. In the provision for Glen Burn in subparagraph (2) of paragraph (e), in the "Note", the expiration date "July 31" is deleted and a new expiration date "September 30" is inserted in lieu thereof.

This Amendment No. 61 shall become effective as of July 31, 1945.

Issued this 7th day of August 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-15717; Filed, Aug. 23, 1945; 12:30 p. m.]

[Region I Order G-73 Under RMPR 122]

#### SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, as amended, it is ordered:

(a) *Who may take the increases provided by this order.* Dealers making sales of Pennsylvania Anthracite in areas where specific prices have been established for such coal by Region I Area Price Orders under § 1340.260 of Revised Maximum Price Regulation No. 122, and who handle the higher priced anthracites specified in Appendix A have one of two options:

(1) They may automatically redetermine their maximum prices for such

higher priced anthracite on a current basis subject to the conditions outlined in paragraph (b) hereunder; or

(2) They may apply under paragraph (c) for permission to increase their prices for all sales of Pennsylvania Anthracite (with certain permitted exceptions) for a one month period based on their receipts for designated higher cost anthracite during the previous calendar month.

Dealers who are not subject to Area Price Orders may, if they wish, also apply under paragraph (c) if they do not wish to separately determine their maximum prices for each higher priced anthracite under the provisions of Revised Maximum Price Regulation No. 122.

(b) *Automatic pricing provision for dealers governed by area price orders—*

(1) *Filing statement of election to price under paragraph (b).* No dealer subject to a Region I Area Price Order under § 1340.260 of Revised Maximum Price Regulation No. 122 may, on or after September 1, 1945, continue to sell or deliver at the increased prices allowed by this paragraph (b) unless he has filed with the Regional Office of the Office of Price Administration, 55 Tremont Street, Boston, Massachusetts, a statement that he elects to price under the automatic pricing provisions of this paragraph (b), subject to the conditions and limitations of subparagraph (3) hereunder. A dealer who has filed an election to price under this paragraph (b) shall continue to price under paragraph (b) until he applies to the Boston Regional Office and obtains permission to price under paragraph (c) hereof. Dealers who elect to price under paragraph (b) of this order may not, at the same time, seek or obtain an increase under paragraph (c).

(2) *Determination of automatic increases.* Subject to the conditions and limitations set out below, dealers subject to Region I Area Price Orders who sell anthracite specified in Appendix A and who have filed the required statement of election to price under paragraph (b), may (subject to the exceptions set forth in subparagraph (4) hereof), add to the maximum per net ton price for a particular size of standard Pennsylvania Anthracite as set forth in the appropriate Area Order, an amount not to exceed the amount specified in Appendix A, for the same size of the particular higher priced anthracite which he is selling.

(3) *Conditions and limitations.* To be eligible for the increases authorized by this paragraph (b), the dealer must keep each kind of anthracite specified in Appendix A, which he may sell under the provisions of this paragraph, separate in storage and delivery from any other kind of solid fuel, and sell and invoice it under the name therein designated.

(4) *Exceptions as to amount of addition.* If the maximum price for a higher-priced Anthracite established under an area order exceeds the sum of the mine price with freight for said coal plus said dealer's margin on standard Pennsylvania Anthracite, then said dealer may continue to use such price.

(c) *Alternative pricing provision; application for a price.* Dealers making sales of the higher priced anthracites



specified in Appendix A who do not elect to price under paragraph (b) or, in the case of a dealer not subject to an area price order, under Revised Maximum Price Regulation No. 122 itself, and who prefer to mix such anthracites together and also with standard Pennsylvania Anthracite, may apply to the Boston Regional Office of the Office of Price Administration for determination of their maximum prices for all such anthracite sales to compensate for the increased cost of the higher-priced anthracite; *Provided, however*, That a dealer may nevertheless store and deliver separately (i. e., keep out of such mixture), and sell at the appropriate maximum price, any or all of the Premium Anthracites listed in Appendix A, or, in areas governed by area price orders, any named Pennsylvania Anthracite for which the maximum price in the area order reflects a differential over the price for standard Pennsylvania Anthracite greater than the differential between the respective mine prices. An application may be filed between the first and tenth day of each month based upon the proportions of anthracite having different mine costs received during the previous calendar month and should request a determination of price for a one-month period. An application may be filed only if the dealer did not take automatic increases during the previous calendar month pursuant to paragraph (b) hereof. Such application shall be in writing and set forth the following:

(i) Tonnage by sizes, of all anthracite received by the dealer during the previous calendar month and mixed together.

(ii) Tonnage by sizes, and mine price (together with producer's name) of each anthracite specified in Appendix A received during the previous calendar month and mixed.

(iii) A statement declaring that the applicant did not segregate any higher cost anthracite (except as specifically permitted above) during the previous calendar month and avail himself of the automatic increases under paragraph (b) hereof; with a separate statement as to any higher cost anthracites which were properly separately handled.

(iv) Any other pertinent information the Regional Administrator may request. The Regional Administrator will either grant or deny the application, in whole or in part, on the basis of the weighted average increase in supplier's maximum prices for anthracite based on dealer's total anthracite receipts during the previous calendar month, as compared with supplier's maximum prices established by § 1340.200 (a) (1) of Maximum Price Regulation No. 112. The order may incorporate appropriate provisions for recalculation of the permitted increase based upon changing mine costs.

(d) *Records.* Every dealer making sales of solid fuels subject to this order shall preserve, keep, and make available for examination by the Office of Price Administration complete and accurate records of the quantities of the specified anthracite purchased and sold hereunder, and a record of every sale of such fuel with respect to which an automatic increase was added under paragraph (b), showing the date of sale, the quantity

sold, the name and address of the buyer (if known), the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in this order.

(e) *Invoices, sales slips, receipts.* When a price higher than the ceiling price for standard Pennsylvania Anthracite is charged by a dealer pursuant to paragraph (b) of this order (automatic increase provision), or pursuant to an order issued under paragraph (c) of this order (special authorization by Office of Price Administration Regional Office Order), the invoice, sales slip, or receipt required to be given in connection with sales of solid fuels shall: (1) designate the higher priced anthracite sold under paragraph (b), as described in Appendix A, (e. g., "Jermyn Green" coal, etc.) and (2) if the anthracite is sold under paragraph (b) or (c), carry the following statement: "Above price authorized by OPA Region I Order No. G-73."

(f) *Definitions and explanations.* When used in this Regional Order G-73, the term:

(1) "Standard anthracite" shall mean anthracite priced at the mine under § 1340.200 (a) (1) of Maximum Price Regulation #112 and, in the case of Area Orders coal subject to schedules of prices headed "Pennsylvania Anthracite."

(2) "Higher priced anthracite" shall mean anthracite that fully satisfies the description of the anthracite specified in Appendix A, as to the producer, source, preparation (breaker, etc.), and brand or trade name under which it is marketed, etc., where any or all of these elements are part of the description of the anthracite there specified.

(3) "Premium anthracite" shall mean the anthracite specified by letters in Appendix A hereof, and which are priced at the mine under § 1340.200 (a) (2) of Maximum Price Regulation No. 112.

(4) "Named anthracite" shall mean the anthracite specified by numbers in Appendix A hereof.

(5) "Broken," "egg," "stove," etc. sizes of Pennsylvania Anthracite refer, except in the case of deliveries in the State of Rhode Island, and except in the case of deliveries in the Commonwealth of Massachusetts of broken, egg, stove, chestnut and pea sizes, to the sizes of such coal prepared at the mines in accordance with standard sizing specifications adopted by the Anthracite Emergency Committee, effective December 15, 1941.

In the case of deliveries in the State of Rhode Island, said size designations refer to the legal standard sizes for United States anthracite offered for sale in the State of Rhode Island, effective January 9, 1940, as established by the Director of Labor pursuant to Chapter 367 of the Rhode Island General Laws, 1938, as amended by Chapter 733 of the Rhode Island Public Laws of 1939.

In the case of deliveries of broken, egg, stove, chestnut and pea sizes in the Commonwealth of Massachusetts, the reference is to the legal standard sizes for anthracite offered for sale in the Commonwealth of Massachusetts, effective December 1, 1941, as established by the Director of Standards of the Division of

Standards of the Department of Labor and Industries of the Commonwealth of Massachusetts pursuant to General Laws (Ter. Ed.) Chapter 94, section 239A (Chapter 382, Acts of 1926).

(6) Except as otherwise provided herein, or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to terms used herein.

(g) *Right of amendment or revocation.* The Regional Administrator or the Price Administrator may amend, revoke, or rescind this Order No. G-73, or any provision thereof, at any time.

This Order No. G-73 shall become effective August 6, 1945.

Issued this 4th day of August 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-15718; Filed, Aug. 23, 1945; 12:29 p. m.]

[Region VI Order G-1 Under MPR 137]

#### PETROLEUM PRODUCTS IN CHICAGO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 11 of Maximum Price Regulation 137, it is hereby ordered:

**SECTION 1. Purpose of this order.** This order establishes dollars-and-cents maximum prices for Metro Motor Oil when sold by retail establishments in the areas specified in section hereof.

**Sec. 2. Sellers to whom this order applies.** This order applies to all persons selling Metro Motor Oil to consumers. A person includes individuals, partnerships or corporations and a retail establishment means a store, shop, garage, service station, or other stationary places of business at which the major portion of the sales of petroleum products are sold in small quantities.

**Sec. 3. Geographic applicability.** Specified maximum prices shall apply when delivery is made within the following areas:

Wisconsin: Entire State except the following counties: Burnett, Douglas, Pierce, Polk, St. Croix and Washburn.

Minnesota: The following four (4) counties: Fillmore, Houston, Wabasha, Winona.

Iowa: The following eight (8) counties: Allamakee, Clayton, Delaware, Dubuque, Jackson, Jones, Howard and Winneshiek.

**Sec. 4. Specified maximum prices in the areas specified in the preceding section.** The maximum price for sellers at retail establishments for Metro Motor Oil shall be as follows:

Brand	Container size	Price
Metro motor oil.....	Quart.....	\$0.15

**Sec. 5. Relation to other regulations.** To the extent applicable, the provisions of this order supersede Maximum Price Regulation No. 137, but in all other respects the latter regulation applies.



**SEC. 6. Licensing.** The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers making sales subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules, regulations, or orders thereunder. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

**SEC. 7. Enforcement.** Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

**SEC. 8. Records.** Every person selling Metro Motor Oil subject to this regulation shall keep and make available for examination by the Office of Price Administration records of the same kind as he customarily keeps relating to the prices which he charged for Metro Motor Oil, subsequent to the date of this order.

**SEC. 9. Power to revoke, modify or amend.** This order may be modified, amended, corrected or revoked at any time.

This Order No. G-1 shall become effective August 15, 1945.

Issued this 10th day of August 1945.

R. E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-15719; Filed, Aug. 23, 1945;  
12:32 p. m.]

[Peoria Order G-1 Under Supp. Ser. Reg. 50  
to RMPR 165]

#### CESSPOOL AND SEPTIC TANK SERVICES IN PEORIA, ILL., DISTRICT

For the reasons set forth in the accompanying opinion issued simultaneously herewith and pursuant to § 1499.648 (a) of Supplementary Service Regulation 50 to Revised Maximum Price Regulation 165 and to the authority duly vested in the District Director of the Peoria District Office of the Office of Price Administration, this order is hereby issued.

(a) On and after the effective date hereof, no seller subject to this order may charge and no person may pay to such seller a price for cleaning or repairing of cesspools and septic tanks, exploratory or excavating services or the acidizing of septic tanks in excess of the maximum prices fixed herein. No addition to such maximum prices may be made for time spent in traveling to and from the premises where such services are to be performed.

(b) The maximum price which any seller subject to this order may charge for cleaning or repairing of cesspools and septic tanks, exploratory or excavating services incidental thereto and the acidizing of septic tanks shall be:

(1) Pumping or hand-scooping of cesspools and septic tanks including disposal of contents where performed:

	Per barrel
(i) Within a radius of 20 miles or less from seller's place of business.....	\$1.00
(ii) Within a radius of over 20 miles to and including 30 miles from seller's place of business.....	1.05
(iii) Within a radius of over 30 miles to and including 40 miles from seller's place of business.....	1.10
(iv) Within a radius of over 40 miles to and including 50 miles from seller's place of business.....	1.15
(v) Within a radius of over 50 miles to and including 60 miles from seller's place of business.....	1.20
(vi) Within a radius of over 60 miles from seller's place of business.....	1.25

No labor charge for cleaning may be made in addition to the maximum prices set forth above.

(2) Where the amount which would be received from any job performed under (1) above would be less than \$15.00, a charge of \$15.00 may be made.

(3) Repairing cesspools and septic tanks, or exploratory or excavating work, \$1.50 per hour per man.

(4) Acidizing septic tanks, \$15.00 per 200-lb. carboy.

(c) On and after the effective date of this order, each seller subject hereto shall post and keep posted in a conspicuous place on his truck where it can easily be seen and read by his customers, the list of ceiling prices fixed herein.

(d) On and after the effective date of this order, every seller subject hereto shall give to each purchaser of the services for which maximum prices are fixed herein a statement showing: The seller's and buyer's name and address; date when services were rendered; description and quantity of each service sold and the price charged for each; and where cesspools or septic tanks are cleaned, the dimensions of such cesspools or septic tanks.

(e) **Definitions.** (1) "Seller subject to this order" means a seller who performs any services for which maximum prices are established herein in any of the following counties of Illinois: Grundy, Will, Kankakee, Knox, Warren, McDonough, Fulton, Mason, LaSalle, Bureau, Putnam, Ford, Kendall, Iroquois, Livingston, McLean, Peoria, Tazewell, Woodford, Marshall and Stark.

(2) "Barrel" means a unit of measurement equal in capacity to four cubic feet or thirty gallons.

(f) Except as modified herein, all the provisions of Revised Maximum Price Regulation 165, as amended, shall be applicable to all sellers subject to this order.

(g) This order shall be effective August 20, 1945. It may be amended, modified or revoked at any time.

Issued this August 8th, 1945.

(Pub. Law 421, 77th Cong. 2nd Sess., 56 Stat. 23; Pub. Law 383, 78th Cong.; RMPR 165, 9 F. R. 7439; SSR 50, 10 F. R. 3224)

BEN J. BECKER,  
Acting District Director.

[F. R. Doc. 45-15720; Filed, Aug. 23, 1945;  
12:31 p. m.]

[Springfield Order G-3 Under RMPR 259 and Rev. Gen. Order 51]

#### BEER AND ALE IN SPRINGFIELD, ILL., DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

**SECTION 1. What this order does.** In accordance with the provisions of section 4.3 of Revised Maximum Price Regulation 259, as amended, this order establishes maximum prices for sales of beer and ale at retail in bottles for off-premise consumption.

**SEC. 2. Where this order applies.** The provisions of this order apply to all retailers authorized by State law, located within the Springfield District.

**SEC. 3. Applicability.** No retailer may sell or offer to sell any bottled beer or ale for consumption off his premises at a price higher than the dollars and cents ceiling price per bottle for that brand fixed in the following list of ceiling prices. Every retailer must post his selling price for each of the listed brands near the items listed so customers can easily read it. Any brand of bottled beer or ale not listed shall continue to be subject to the applicable ceiling price for such brand.

Brand	Container size	Ceiling price per bottle
	Ounces	Cents
Alpen.....	12	10
	32	26½
Atlas.....	12	10
Blatz.....	12	14
Blue Ribbon.....	12	13½
	32	33½
Budweiser.....	12	13½
	32	33
Champagne Velvet.....	12	11
	32	25
Cook's.....	12	11
Dicks.....	12	10
Falstaff.....	12	10½
	32	26½
Goebel.....	7	7½
	12	11
Greisedieck.....	12	10
	32	26
Hyde Park.....	12	10
	32	26½
Old Timer.....	7	7
Schlitz.....	12	14
Stag.....	12	10½
Sterling.....	12	10½
	32	26
Ballantine.....	12	16

**SEC. 4. Definitions.** Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in Revised Maximum Regulation 259, as amended shall apply to the terms used herein.

This order shall become effective August 15, 1945.

Issued this 28th day of July 1945.

CARTER JENKINS,  
District Director.

[F. R. Doc. 45-15721; Filed, Aug. 23, 1945;  
12:31 p. m.]



[Springfield Order G-4 Under RMPR 259 and Rev. Gen. Order 51]

# CONTAINERS AND CASES OF DOMESTIC MALT BEVERAGES IN SPRINGFIELD, ILL., DISTRICT

For the reasons set forth in the accompanying opinion it is hereby ordered:

**SECTION 1. What this order does.** In accordance with the provisions of section 5.2 (c) of Revised Maximum Price Regulation 259, as amended, this order establishes uniform maximum deposit charges for containers and cases which a wholesaler or retailer may require a purchaser to furnish in connection with sales of domestic malt beverages in bottles and bottle cases.

**SEC. 2. Where this order applies.** The provisions of this order apply to all wholesalers and retailers authorized by State law located within the Springfield District.

**SEC. 3. Applicability.** No wholesaler or retailer may require a purchaser to furnish a deposit to insure return of containers or cases in excess of the uniform maximum deposit charges established by this order.

**SEC. 4. Uniform maximum deposit charges established by this order.** The maximum deposit charges for all wholesalers and retailers subject to this order are as follows:

	Cases	Cases and containers	Containers
Wood.....	\$0.52	\$1.00	12 oz. or less, 2 cents per bottle.
Fiber or paper..	.12	.60	Over 12 oz., 4 cents per bottle.

**SEC. 5. Definition.** Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in Revised Maximum Price Regulation 259, as amended shall apply to the terms used herein.

This order shall become effective August 15, 1945.

Issued this 28th day of July 1945.

CARTER JENKINS,  
District Director.

[F. R. Doc. 45-15722; Filed, Aug. 23, 1945; 12:31 p. m.]

## [Boise Special Order 1 Under Gen. Order 50] MALT BEVERAGES IN BOISE, IDAHO, DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Boise, Idaho District Office of Region VII of the Office of Price Administration by General Order No. 50 issued by the Administrator of the Office of Price Administration, section 25 (c) of Restaurant Maximum Price Regulation 2, as amended, and Order 2 of Restaurant Maximum Price Regulation 2, it is hereby ordered:

**SECTION 1. What this order does.** If you are a person covered by the above orders and regulation and operate an

eating or drinking establishment as defined by section 19 of Restaurant Maximum Price Regulation 2, as amended, and as explained in the next section, you must, notwithstanding the provisions of any other order or regulation, observe the ceiling prices established by this special order for malt beverages and keep records and post prices as subsequently specified.

**SEC. 2. Who is covered by order.** (a) You are covered by this order when:

(1) You own or operate a restaurant, hotel, cafe, cafeteria, delicatessen, soda fountain, boarding house, catering establishment, athletic stadium, field kitchen, luncheon wagon, hot dog cart, or other eating or drinking establishment which serves malt beverages to consumers for immediate consumption on the premises. Sales of malt beverages by such eating or drinking establishments for off-premise consumption shall remain subject to Revised Maximum Price Regulation 259.

(2) The eating or drinking establishment which you operate is located in any of the following counties: Ada, Adams, Bannock, Bear Lake, Bingham, Blaine, Boise, Bonneville, Butte, Camas, Canyon, Caribou, Cassia, Clark, Custer, Elmore, Franklin, Fremont, Gem, Gooding, Jefferson, Jerome, Lemhi, Lincoln, Madison, Minidoka, Oneida, Owyhee, Payette, Power, Teton, Twin Falls, Valley, and Washington in Idaho; Malheur in Oregon.

(3) You are selling malt beverages as defined in section 8 of this special order.

**SEC. 3. Exempt sales.** (a) Sales by the following eating or drinking establishments, or persons, are specifically exempt from the provisions of this special order:

(1) Hospitals, except for malt beverages served to persons other than patients if a separate charge is made therefor.

(2) Eating and drinking places operated by a school, college, university, or other educational institution or a student's fraternity or other students' organization or association primarily for the convenience or accommodation of students and faculty and not for profit as a commercial or business enterprise or undertaking.

(3) Eating and drinking places owned or operated by charitable, religious, or cultural organizations, recognized as such by the Bureau of Internal Revenue and exempt from payment of income tax by reason thereof, where no part of the net earnings inures to the benefit of any private shareholder or individual, and the net profits, if any, are devoted to religious, charitable or cultural purposes.

(4) Eating cooperatives formed by officers in the Armed Forces (as, for example, Officers' Mess) operated without profit.

(5) Bona fide clubs which file with their OPA District Office a statement setting forth that: (a) The club is a non-profit organization and is recognized as such by the Bureau of Internal Revenue.

(b) It sells malt beverages only to members and bona fide guests of members.

(c) Its members pay dues of more than merely nominal amounts (the amount of dues paid by each class of members and

the period covered by such dues should be indicated), and are elected to membership by a governing board, membership committee or other body. (d) It is otherwise operated as a club and not primarily as an eating or drinking establishment.

If OPA finds that the establishment does not satisfy the above requirements of a bona fide club, it will notify it in writing that it is not exempt from this regulation. No club organized after the effective date of Restaurant Maximum Price Regulation 2, as amended, shall be exempt unless and until it has filed a request for exemption with its District Office, furnishing the above information, as may be required, and has been exempted in writing by OPA.

(6) Malt beverages when sold as a separate item for consumption off the premises and not as part of a meal. Such off-premise sales shall remain subject to Revised Maximum Price Regulation 259.

**SEC. 4. Your ceiling prices.** Your ceiling prices for malt beverages are set forth below.

(a) Bottled malt beverages.

Brand or trade name	11- and 12-ounce	32-ounce
	Cents	Cents
Acme.....	16	37
Aero Club.....	16	37
Becker's American Pilsener.....	16	37
Becker's Best.....	16	37
Bohemian Club.....	16	37
Butte.....	16	37
Coors.....	16	37
Goetz Country Club.....	16	37
Gold Medal Lager.....	16	37
Great Falls.....	16	37
Highlander.....	16	37
Hop Gold.....	16	37
Luck Lager.....	16	37
Missoula.....	16	37
Olympia.....	16	37
Overland.....	16	37
Pioneer.....	16	37
Rocky Mountain.....	16	37
Sicks Select.....	16	37
Uinta Club.....	16	37
Ballentine's XXX Ale.....	21	42
Blatz.....	21	42
Budweiser.....	21	42
Buckingham Ale.....	21	42
Buckingham Beer.....	21	42
Canadian Ace.....	21	42
Chesterton.....	21	42
Hamm's.....	21	42
Pabst Blue Ribbon.....	21	42
Pioneer Victory.....	21	42
Polo.....	21	42
Schlitz.....	21	42
Schmidt City Club.....	21	42
Yoerger's Cave Aged.....	21	42

(b) Malt beverages on draught. All brands of malt beverages eight (8) fluid ounces, exclusive of foam, for ten cents (10¢).

Other quantities of any or all brands of malt beverages sold on draught, may be sold by any eating or drinking establishment to which this order applies; *Provided*, That on all sales of malt beverages on draught by such places, of less than eight (8) fluid ounces, exclusive of foam, the maximum price shall be five cents (5¢). *Provided further*, That such places may sell malt beverages on draught in excess of eight (8) fluid ounces, exclusive of foam, at a price of ten cents (10¢), plus one cent (1¢) for each additional ounce.

(c) Unbranded beverages. Your ceiling price for any bottled malt beverage which does not carry a brand or trade



name at the time of sale shall be the lowest ceiling price established by paragraph (a) above, for the same size bottle of malt beverage.

(d) *New and unlisted brands.* Your ceiling prices for new brands of malt beverages or brands which are not listed above must be determined in advance of sale by making application to the Boise, Idaho District Office of the Office of Price Administration. This office will establish your ceiling price or prices and notify you accordingly. Your application need not be in any set form but must include your name and address; the location and type of eating and drinking place; the trade name or brand name of malt beverage for which you apply for a ceiling price; the size of the bottle or glass sold to consumers; and a description of the unit of purchase and the delivered cost per unit to you.

(e) *Addition of taxes.*—(i) *Federal excise taxes.* You may not add any other tax to the maximum ceiling prices provided for in the preceding paragraphs, except as provided in subsection (ii) below. All other existing taxes have already been taken into account in establishing these prices. If new or increased taxes render the prices inequitable, appropriate action will be taken by amendment to this special order.

(ii) *"Cabaret" tax.* The tax imposed by section 1700 (e) (1), Revenue Act of 1942, as amended by the act of June 9, 1944, Chapter 240, paragraph 3, 58th Statutes, 273 (section 1650, 1700 (e)) Internal Revenue Act, commonly known as the "cabaret" tax, may be collected by the seller in addition to the maximum prices fixed by this special order, where such seller states and collects the tax separately from the price paid by the purchaser; *Provided, however,* That such tax shall be allowed only in the event such seller is not in violation of the maximum prices fixed by this special order.

(f) *Evasion.* You must not evade the ceiling prices established by this special order by any type of evasion, scheme or device. Among other things you must not:

(1) Increase any cover, minimum bread and butter service, corkage, entertainment, checkroom, parking or other special charges which you did not have in effect during the 7-day period from April 4 to April 10, 1943, or

(2) Require as a condition of sale of a malt beverage, the purchase of other items or meals, unless expressly required to do so by State or local laws.

SEC. 5. *Records and menus.* You must observe the requirements of General Order 50 and Restaurant Maximum Price Regulation 2, as amended, with reference to the filing and keeping of menus and the preservation and keeping of customary and future records. For the purposes of this special order the most important features of the record-keeping requirements of General Order 50 and Restaurant Maximum Price Regulation 2, as amended, are that you (a) preserve all your existing records relating to prices, costs and sales of food items, meals and beverages; (b) continue to prepare and maintain such records as

you ordinarily kept; and (c) keep for examination by the Office of Price Administration, two of each menu used by you each day or a daily record in duplicate of the prices charged for food items, beverages and meals. If you have customarily used menus, you must continue to do so.

SEC. 6. *Posting of ceiling prices.* You are required by this special order to follow the posting requirements of Order 2, Restaurant Maximum Price Regulation 2, issued and effective March 10, 1945. Order 2, Restaurant Maximum Price Regulation 2, requires all eating and drinking establishments serving malt beverages for consumption on the premises to post their ceiling prices for these malt beverages. If you have not been furnished a copy of Order 2 to Restaurant Maximum Price Regulation 2, it will be available at your Local War Price and Rationing Board.

SEC. 7. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, applicable to all sellers subject to this order. A seller's license may be suspended for violation of this order. No steps need be taken by the seller to procure this license. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 8. *Definitions.* "Malt beverage" for the purpose of this order means beer, ale and similar beverages.

"Offer" means offer for sale and includes the listing or posting of prices for malt beverages, even though such malt beverages so offered were not actually on hand to be sold.

SEC. 9. *Revocation and amendment.* (a) This special order may be revoked, amended or corrected at any time.

(b) You may petition for an amendment of any provision of this special order (including a petition under Supplementary Order No. 28, as amended) by proceeding in accordance with Revised Procedural Regulation No. 1, except that petitions will be filed with and acted upon by the District Director.

This amended special order shall become effective August 13, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; General Order 50, 8 F.R. 4808; Rest. MPR 2, 8 F.R. 8845)

NOTE: The reporting and record-keeping requirements of this special order have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued at Boise, Idaho this 8th day of August 1945.

C. C. ANDERSON,  
District Director.

[F. R. Doc. 45-15723; Filed, Aug. 23, 1945; 12:30 p. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register August 14, 1945.

#### REGION VI

Des Moines Order 1-F, Amendment 75, covering fresh fruits and vegetables in Des Moines, Polk County, Iowa. Filed 9:30 a. m.

Peoria Order 7-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Illinois. Filed 9:42 a. m.

Peoria Order 8-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Illinois. Filed 9:43 a. m.

Twin Cities Revised Order 1-F, Amendment 29, covering fresh fruits and vegetables in St. Paul and Minneapolis. Filed 9:36 a. m.

#### REGION VII

Wyoming Order 12-W, Amendment 2, covering dry groceries in the Laramie Area. Filed 9:36 a. m.

Wyoming Order 52, Amendment 2, covering dry groceries in the Laramie Area. Filed 9:36 a. m.

#### REGION VIII

Los Angeles Order 1-C, Amendment 8, covering poultry in the Los Angeles, Orange, and Inyo Counties. Filed 9:38 a. m.

Los Angeles Order 2-C, Amendment 8, covering poultry in the Riverside and San Bernardino Counties. Filed 9:38 a. m.

Los Angeles Order 3-C, covering poultry in the San Luis Obispo, Santa Barbara, Ventura and parts of Kern. Filed 9:38 a. m.

Los Angeles Order 3-F, Amendment 8, covering fresh fruits and vegetables in the Los Angeles Area. Filed 9:37 a. m.

Los Angeles Order 3-F, Amendment 9, covering fresh fruits and vegetables in the Los Angeles Area. Filed 9:37 a. m.

Los Angeles Order 4-F, Amendment 8, covering fresh fruits and vegetables in the Long Beach-San Bernardino Area. Filed 9:37 a. m.

Los Angeles Order 4-F, Amendment 9, covering fresh fruits and vegetables in the Long Beach-San Bernardino Area. Filed 9:37 a. m.

Los Angeles Order 5-F, Amendment 8, covering fresh fruits and vegetables in the Santa Barbara-Ventura and San Luis Obispo Areas. Filed 9:37 a. m.

Los Angeles Order 5-F, Amendment 9, covering fresh fruits and vegetables in the Santa Barbara-Ventura and San Luis Obispo Areas. Filed 9:38 a. m.

Los Angeles Order 6-F, Amendment 8, covering fresh fruits and vegetables in the Santa Barbara-Ventura and San Luis Obispo Areas. Filed 9:38 a. m.

Los Angeles Order 6-F, Amendment 9, covering fresh fruits and vegetables in the Santa Barbara-Ventura and San Luis Obispo Areas. Filed 9:38 a. m.

Seattle Order 6-F, Amendment 44, covering fresh fruits and vegetables in the Seattle and Bremerton, Washington Area. Filed 9:39 a. m.

Seattle Order 6-F, Amendment 45, covering fresh fruits and vegetables in the Seattle and Bremerton, Washington Area. Filed 9:39 a. m.

Seattle Order 6-F, Amendment 48, covering fresh fruits and vegetables in the Seattle and Bremerton, Washington Area. Filed 9:36 a. m.

Seattle Order 7-F, Amendment 41, covering fresh fruits and vegetables in the Tacoma, Washington Area. Filed 9:39 a. m.

Seattle Order 7-F, Amendment 44, covering fresh fruits and vegetables in the Tacoma, Washington Area. Filed 9:36 a. m.

Seattle Order 8-F, Amendment 38, covering fresh fruits and vegetables in the Everett, Washington Area. Filed 9:39 a. m.

Seattle Order 8-F, Amendment 41, covering fresh fruits and vegetables in the Everett, Washington Area. Filed 9:35 a. m.

Seattle Order 9-F, Amendment 44, covering fresh fruits and vegetables in the Seattle and Bremerton, Washington Area. Filed 9:40 a. m.

Seattle Order 9-F, Amendment 45, covering fresh fruits and vegetables in the Seattle and



Bremerton, Washington Area. Filed 9:41 a. m.

Seattle Order 9-F, Amendment 48, covering fresh fruits and vegetables in the Seattle and Bremerton, Washington Area. Filed 9:35 a. m.

Seattle Order 10-F, Amendment 37, covering fresh fruits and vegetables in the Bellingham, Washington Area. Filed 9:40 a. m.

Seattle Order 10-F, Amendment 40, covering fresh fruits and vegetables in the Bellingham, Washington Area. Filed 9:35 a. m.

Seattle Order 11-F, Amendment 38, covering fresh fruits and vegetables in the Olympia, Washington Area. Filed 9:41 a. m.

Seattle Order 11-F, Amendment 41, covering fresh fruits and vegetables in the Olympia, Washington Area. Filed 9:35 a. m.

Seattle Order 12-F, Amendment 37, covering fresh fruits and vegetables in the Aberdeen and Hoquiam, Washington Area. Filed 9:42 a. m.

Seattle Order 12-F, Amendment 40, covering fresh fruits and vegetables in the Aberdeen and Hoquiam, Washington Area. Filed 9:35 a. m.

Seattle Order 13-F, Amendment 38, covering fresh fruits and vegetables in the Centralia and Chehalis, Washington Area. Filed 9:42 a. m.

Seattle Order 13-F, Amendment 41, covering fresh fruits and vegetables in the Centralia and Chehalis, Washington Area. Filed 9:34 a. m.

Seattle Order 14-F, Amendment 41, covering fresh fruits and vegetables in the Wenatchee and East Wenatchee, Washington Area. Filed 9:34 a. m.

Seattle Order 15-F, Amendment 36, covering fresh fruits and vegetables in the Yakima, Washington Area. Filed 9:42 a. m.

Seattle Order 15-F, Amendment 39, covering fresh fruits and vegetables in the Yakima, Washington Area. Filed 9:34 a. m.

Seattle Order 31, Amendment 10, covering dry groceries in certain counties in Washington. Filed 9:42 a. m.

Spokane Order 1-D, covering certain food items in the Spokane County Area. Filed 9:32 a. m.

Spokane Order 2-D, covering certain food items in the Pasco-Kennewick-Prosser-Richland Area. Filed 9:32 a. m.

Spokane Order 3-D, covering certain food items in Spokane, Benton and Franklin Counties, Washington Area. Filed 9:32 a. m.

Spokane Order 4-D, covering certain food items in Spokane, Washington Area. Filed 9:31 a. m.

Spokane Order 8-F, Amendment 27, covering fresh fruits and vegetables in the Spokane County, Washington Area. Filed 9:34 a. m.

Spokane Order 9-F, Amendment 27, covering fresh fruits and vegetables in the Kootenai County, Idaho Area. Filed 9:34 a. m.

Spokane Order 10-F, Amendment 26, covering fresh fruits and vegetables in the Shoshone and Kootenai Counties, Idaho. Filed 9:33 a. m.

Spokane Order 11-F, Amendment 26, covering fresh fruits and vegetables in Latah County, Idaho, and Whitman County, Washington. Filed 9:33 a. m.

Spokane Order 12-F, Amendment 26, covering fresh fruits and vegetables in the Nez Perce County, Idaho and Asotin County, Washington. Filed 9:33 a. m.

Spokane Order 12-F, Amendment 27, covering fresh fruits and vegetables in the Nez Perce County, Idaho and Asotin County, Washington. Filed 9:33 a. m.

Spokane Order 13-F, Amendment 28, covering fresh fruits and vegetables in Walla Walla and Columbia, Washington Area. Filed 9:33 a. m.

Spokane Order 14-F, Amendment 28, covering fresh fruits and vegetables in the Benton and Franklin Counties, Washington. Filed 9:32 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-15795; Filed, Aug. 24, 1945; 11:48 a. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register August 17, 1945.

##### REGION I

Concord Order 9-F, Amendment 14, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 3:28 p. m.

Concord Order 10-F, Amendment 3, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 3:28 p. m.

Concord Order 11-F, Amendment 3, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 3:28 p. m.

Concord Order 12-F, Amendment 3, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 3:29 p. m.

Hartford Order 5-F, Amendment 14, covering fresh fruits and vegetables in the Waterbury and Watertown Area. Filed 3:21 p. m.

Hartford Order 6-F, Amendment 15, covering fresh fruits and vegetables in certain areas in the Hartford Area. Filed 3:21 p. m.

Hartford Order 7-F, Amendment 13, covering fresh fruits and vegetables in the New Haven Area. Filed 3:21 p. m.

Hartford Order 8-F, Amendment 14, covering fresh fruits and vegetables in the Bridgeport Area. Filed 3:22 p. m.

Hartford Order 9-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Connecticut. Filed 3:22 p. m.

Providence Order 3-F, Amendment 14, covering fresh fruits and vegetables in certain areas in Rhode Island. Filed 3:22 p. m.

##### REGION II

Syracuse Order 4-F, Amendment 30, covering fresh fruits and vegetables in certain counties in New York. Filed 3:27 p. m.

Syracuse Order 3-F, Amendment 42, covering fresh fruits and vegetables in certain areas in New York. Filed 3:27 p. m.

Trenton Order 12-F, Amendment 19, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 3:28 p. m.

##### REGION III

Columbus Order 10-F, Amendment 5, covering fresh fruits and vegetables in Logan, Franklin and Muskingum Counties, Ohio. Filed 3:28 p. m.

Columbus Order 11-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Ohio. Filed 3:28 p. m.

##### REGION V

Dallas Order 4-F, Amendment 2, covering fresh fruits and vegetables in Dallas County, Texas. Filed 3:22 p. m.

Fort Worth Order 13-F, Amendment 2, covering fresh fruits and vegetables in Tarrant County, Texas. Filed 3:23 p. m.

Fort Worth Order 14-F, Amendment 2, covering fresh fruits and vegetables in Taylor County, Texas. Filed 3:23 p. m.

Fort Worth Order 15-F, Amendment 2, covering fresh fruits and vegetables in Tom Green County, Texas. Filed 3:23 p. m.

Fort Worth Order 16-F, Amendment 2, covering fresh fruits and vegetables in McLennan County, Texas. Filed 3:23 p. m.

Fort Worth Order 17-F, Amendment 2, covering fresh fruits and vegetables in Wichita County, Texas. Filed 3:23 p. m.

Houston Order 4-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Texas. Filed 3:30 p. m.

Houston Order 5-F, Amendment 2, covering fresh fruits and vegetables in Jefferson and Orange Counties, Texas. Filed 3:30 p. m.

Kansas City District Order 3-F, covering fresh fruits and vegetables in certain areas in Kansas and Missouri. Filed 3:30 p. m.

Little Rock District Order 4-F, Amendment 58, covering fresh fruits and vegetables in Miller County, Arkansas. Filed 3:29 p. m.

Little Rock Order 8-F, Amendment 3, covering fresh fruits and vegetables in Pulaski County, Arkansas. Filed 3:29 p. m.

Little Rock Order 10-F, Amendment 3, covering fresh fruits and vegetables in Garland County, Arkansas. Filed 3:29 p. m.

Little Rock Order 11-F, Amendment 3, covering fresh fruits and vegetables in Crawford and Sebastian Counties, Arkansas. Filed 3:29 p. m.

Oklahoma City Order 4-W, Amendment 5, covering dry groceries. Filed 3:22 p. m.

Oklahoma City Order G-15, Amendment 7, covering dry groceries. Filed 3:27 p. m.

San Antonio Order 6-F, Amendment 2, covering fresh fruits and vegetables in Bexar County, Texas. Filed 3:31 p. m.

San Antonio Order 7-F, Amendment 2, covering fresh fruits and vegetables in Austin County, Texas. Filed 3:31 p. m.

San Antonio Order 8-F, Amendment 2, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 3:31 p. m.

St. Louis Order 4-F, Amendment 3, covering fresh fruits and vegetables in the city and county of St. Louis, Missouri. Filed 3:31 p. m.

Wichita Order 5-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Kansas. Filed 3:28 p. m.

##### REGION VI

Duluth-Superior Order 1-F, Amendment 79, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 3:30 p. m.

Green Bay Order 4-F, Amendment 27, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 3:31 p. m.

Green Bay Order 5-F, Amendment 27, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:31 p. m.

##### REGION VIII

Nevada Order 11-F, Amendment 2-A, covering fresh fruits and vegetables. Filed 3:22 p. m.

Phoenix Adopting Order 1-F under Basic Order 1-B, Amendment 32, covering fresh fruits and vegetables in the Tucson Area. Filed 3:32 p. m.

Phoenix Order 1-M, covering malt beverages in the Phoenix Area. Filed 3:33 p. m.

Phoenix Order 2-M, covering malt beverages in the Phoenix Area. Filed 3:33 p. m.

Phoenix Order 3-F, Amendment 85, covering fresh fruits and vegetables in the Phoenix Area. Filed 3:32 p. m.

Phoenix Adopting Order 8-F under Basic Order 1-B, Amendment 22, covering fresh fruits and vegetables in the Cochise Area. Filed 3:32 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-15796; Filed, Aug. 24, 1945; 11:48 a. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register August 20, 1945.

##### REGION I

Boston Order 7-F, Amendment 14, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 1:17 p. m.



Boston Order 8-F, Amendment 11, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 1:17 p. m.

Boston Order 9-F, Amendment 12, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 1:17 p. m.

Boston Order 11-F, Amendment 11, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 1:17 p. m.

#### REGION III

Columbus Order 1-O, covering eggs in certain counties in Ohio. Filed 1:17 p. m.

Indianapolis Order 14-F, Amendment 29, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe. Filed 1:17 p. m.

Indianapolis Order 15-F, Amendment 29, covering fresh fruits and vegetables in Wayne, Delaware, and Allen, Indiana. Filed 1:18 p. m.

Indianapolis Order 16-F, Amendment 29, covering fresh fruits and vegetables in St. Joseph. Filed 1:19 p. m.

Indianapolis Order 17-F, Amendment 29, covering fresh fruits and vegetables in Vanderburgh. Filed 1:20 p. m.

Indianapolis Order 18-F, Amendment 10, covering fresh fruits and vegetables in certain counties in Indiana. Filed 1:20 p. m.

Indianapolis Order 19-F, Amendment 10, covering fresh fruits and vegetables in certain counties in Indiana. Filed 1:20 p. m.

Indianapolis Order 3-C, covering poultry in the Indianapolis Area. Filed 1:12 p. m.

Lexington Order 1-O, covering eggs in the Lexington, Kentucky Area. Filed 1:12 p. m.

Lexington Order 5-F, Amendment 20, covering fresh fruits and vegetables in Fayette County, Kentucky. Filed 1:13 p. m.

Lexington Order 6-F, Amendment 20, covering fresh fruits and vegetables in Kenton and Campbell Counties, Kentucky. Filed 1:13 p. m.

Lexington Order 7-F, Amendment 20, covering fresh fruits and vegetables in Boyd County, Kentucky. Filed 1:13 p. m.

Louisville Order 12-F, Amendment 31, covering fresh fruits and vegetables in Clark and Floyd Counties, Indiana, and Jefferson County, Kentucky. Filed 1:12 p. m.

Louisville Order 13-F, Amendment 31, covering fresh fruits and vegetables in McCracken County, Kentucky. Filed 1:12 p. m.

Louisville Order 14-F, Amendment 31, covering fresh fruits and vegetables in Daviess and Henderson Counties, Kentucky. Filed 1:12 p. m.

Louisville Order 15-F, Amendment 9, covering fresh fruits and vegetables in certain areas in Kentucky. Filed 1:13 p. m.

#### REGION IV

Birmingham Order 3-F, Amendment 30, covering fresh fruits and vegetables in Jefferson County, Alabama. Filed 1:13 p. m.

Miami Order 1-F, Amendment 27, covering fresh fruits and vegetables in certain areas in Florida. Filed 1:16 p. m.

Miami Order 2-F, Amendment 25, covering fresh fruits and vegetables in Tampa, Florida. Filed 1:16 p. m.

Richmond Order 4-F, Amendment 41, covering fresh fruits and vegetables in certain areas in Virginia. Filed 1:14 p. m.

Richmond Order 4-F, Amendment 42, covering fresh fruits and vegetables in certain areas in Virginia. Filed 1:14 p. m.

Roanoke Order 11-F, Amendment 26, covering fresh fruits and vegetables in certain areas in Virginia. Filed 1:14 p. m.

#### REGION V

Dallas Order 3-F, Amendment 54, covering fresh fruits and vegetables. Filed 1:15 p. m.

Dallas Order 5-W, Amendment 3, covering dry groceries in the Dallas Area. Filed 1:15 p. m.

Lubbock District Order 6-F, Amendment 2, covering fresh fruits and vegetables in Lubbock County, Texas. Filed 1:15 p. m.

Lubbock District Order 7-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Texas. Filed 1:16 p. m.

#### REGION VI

Duluth-Superior District Order 1-F, Amendment 83, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 1:09 p. m.

Milwaukee District Order 8-F, Amendment 20, covering fresh fruits and vegetables in Dane County, Wisconsin. Filed 1:11 p. m.

Milwaukee District Order 8-F, Amendment 21, covering fresh fruits and vegetables in Dane County, Wisconsin. Filed 1:11 p. m.

Milwaukee District Order 9-F, Amendment 21, covering fresh fruits and vegetables in Sheboygan and Fond Du Lac Counties, Wisconsin. Filed 1:11 p. m.

Milwaukee District Order 11-F, Amendment 12, covering fresh fruits and vegetables in Milwaukee County and Racine and Kenosha, Wisconsin. Filed 1:11 p. m.

Milwaukee District Order 11-F, Amendment 13, covering fresh fruits and vegetables in Milwaukee County and Racine and Kenosha, Wisconsin. Filed 1:11 p. m.

Omaha Order 10-F, Amendment 20, covering fresh fruits and vegetables in Omaha, Nebraska and Council Bluffs, Iowa. Filed 1:09 p. m.

Omaha Order 11-F, Amendment 21, covering fresh fruits and vegetables in Lincoln, Nebraska. Filed 1:09 p. m.

Omaha Order 20, Amendment 9, covering dry groceries in Douglas and Sarpy, Nebraska, and Council Bluffs, Iowa. Filed 1:10 p. m.

Quad-Cities District Order 3-F, Amendment 30, covering fresh fruits and vegetables in certain counties in Illinois and Iowa. Filed 1:10 p. m.

Springfield Order 15-F, Amendment 23, covering fresh fruits and vegetables in Decatur, Macon County, Illinois. Filed 1:10 p. m.

Springfield Order 13-F, Amendment 22, covering fresh fruits and vegetables in Springfield, Sangamon County, Illinois. Filed 1:10 p. m.

Twin Cities Revised Order 1-F, Amendment 30, covering fresh fruits and vegetables in St. Paul and Minneapolis. Filed 1:11 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-15797; Filed, Aug. 24, 1945; 11:48 a. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register August 21, 1945.

#### REGION II

Baltimore Order 10-F, Amendment 6, covering fresh fruits and vegetables in certain areas in Maryland. Filed 4:08 p. m.

Philadelphia Order 6-F, Amendment 40, covering fresh fruits and vegetables in the city and county of Philadelphia, Pennsylvania. Filed 4:09 p. m.

Philadelphia Order 11-F, Amendment 15, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 4:09 p. m.

Philadelphia Order 12-F, Amendment 15, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 4:09 p. m.

Williamsport Order 6-W, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 4:08 p. m.

Williamsport Order 24, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 4:08 p. m.

Wilmington Order 4-F, Amendment 47, covering fresh fruits and vegetables in the entire state of Delaware. Filed 4:09 p. m.

#### REGION IV

Birmingham Order 1-C, Amendment 6, covering poultry in the Birmingham Area. Filed 4:09 p. m.

Richmond Order 5-F, Amendment 22, covering fresh fruits and vegetables in certain areas in Virginia. Filed 4:07 p. m.

Richmond Order 5-F, Amendment 23, covering fresh fruits and vegetables in certain areas in Virginia. Filed 4:08 p. m.

Richmond Order 5-F, Amendment 24, covering fresh fruits and vegetables in certain areas in Virginia. Filed 4:08 p. m.

#### REGION VII

Denver Order 4-F, Amendment 9, covering fresh fruits and vegetables in the Denver Area. Filed 4:06 p. m.

Denver Order 5-F, Amendment 9, covering fresh fruits and vegetables in the Pueblo Area. Filed 4:06 p. m.

Denver Order 6-F, Amendment 9, covering fresh fruits and vegetables in the Manitou and Colorado Springs Area. Filed 4:06 p. m.

Denver Order 7-F, Amendment 9, covering fresh fruits and vegetables in the Boulder-Fort Collins-Greeley Area. Filed 4:07 p. m.

Salt Lake City Order 12-F, Amendment 9, covering fresh fruits and vegetables in certain areas in Utah. Filed 4:05 p. m.

Salt Lake City Order 13-F, Amendment 8, covering fresh fruits and vegetables in certain areas in Utah. Filed 4:05 p. m.

Salt Lake City Order 13-F, Amendment 9, covering fresh fruits and vegetables in certain areas in Utah. Filed 4:05 p. m.

#### REGION VIII

Sacramento Order O-1, Amendment 7, covering eggs in certain areas in California. Filed 4:07 p. m.

Sacramento Order O-2, Amendment 7, covering eggs in certain areas in California. Filed 4:07 p. m.

Sacramento Adopting Order 31-F under Basic Order 3-B, Amendment 6, covering fresh fruits and vegetables in certain areas in California. Filed 4:07 p. m.

San Francisco Order 13-F, Amendment 12, covering fresh fruits and vegetables in certain areas in California. Filed 4:05 p. m.

San Francisco Order 14-F, Amendment 12, covering fresh fruits and vegetables in certain areas in California. Filed 4:06 p. m.

San Francisco Order 15-F, Amendment 12, covering fresh fruits and vegetables in certain counties in California. Filed 4:06 p. m.

San Francisco Order 16-F, Amendment 12, covering fresh fruits and vegetables in certain counties in California, except Eureka. Filed 4:06 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-15798; Filed, Aug. 24, 1945; 11:48 a. m.]

[Region IV Rev. Order G-5 Under RMPR 122, Amdt. 2]

#### SOLID FUELS IN CHARLOTTE, N. C.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, subparagraph (e) (3) of Revised Order No. G-5 under Revised Maximum Price Regulation No. 122 issued by this office on April 18, 1945, is hereby amended to read as follows:



## (3) High volatile from District No. 8.

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Lump coal from mine index 483, Benedict Coal Corp., mine index 433, Southern Collieries, Inc.	\$10.60	\$5.55	\$2.96
Lump	10.45	5.48	2.93
Egg	10.10	5.30	2.84
Stoker, size group 10—from mine index 119, Clinchmore Coal Co.	10.40	5.45	2.91
Stoker, size group 10—from mine index 213, Gatlin Coal Co.	10.05	5.28	2.83
Stoker	9.90	5.20	2.79
Domestic run-of-mine (screened), and nut and slack	9.15	4.83	2.60

Effective date. This amendment shall become effective June 21, 1945.

Issued: June 16, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-15599; Filed, Aug. 22, 1945; 4:46 p. m.]

[Region IV Rev. Order G-5 Under RMFR 122, Amdt. 3]

## SOLID FUEL IN CHARLOTTE, N. C.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, subparagraph (e) (1) of Revised Order No. G-5 under Revised Maximum Price Regulation No. 122 issued by this office on April 18, 1945, is hereby amended to read as follows:

(1) Briquettes and Pennsylvania anthracite.

Size	Per ton (2,000 lbs.)	Per ½ ton (1,000 lbs.)	Per ¼ ton (500 lbs.)
Pennsylvania anthracite nut	\$20.05	\$10.28	\$5.43
Briquettes	11.00	6.00	3.18

Effective date. This amendment shall become effective as of June 18, 1945.

Issued: June 27, 1945.

THOMAS L. HISGEN,  
Acting Regional Administrator.

[F. R. Doc. 45-15600; Filed, Aug. 22, 1945; 4:46 p. m.]

## PETROLEUM ADMINISTRATION FOR WAR.

## AVIATION GASOLINE REIMBURSEMENT PLAN

## NOTICE OF MODIFICATION

Pursuant to the authority contained in Executive Order No. 9276, December 2, 1942, as amended by Executive Order No. 9319, March 23, 1943, and with the concurrence of the War Department, Navy Department, and Reconstruction Finance Corporation, the Aviation Gasoline Reimbursement Plan, as defined in "Agree-

ment Extending and Modifying the Aviation Gasoline Reimbursement Plan and the Four Party Purchase Agreement," dated July 1, 1944, as extended June 30, 1945, is hereby modified to exclude claims by refiners based on operations conducted after September 30, 1945.

Issued: August 28, 1945.

RALPH K. DAVIS,  
Deputy Petroleum  
Administrator for War.

[F. R. Doc. 45-15934; Filed, Aug. 27, 1945; 11:10 a. m.]

## SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 7-812—7-819, Incl.]

ALLEGHANY CORP. ET AL.

## ORDER SETTING HEARING ON APPLICATIONS TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 22d day of August, A. D. 1945.

In the matter of applications by the Cleveland Stock Exchange to extend unlisted trading privileges to Alleghany Corporation, Common Stock, \$1.00 Par Value, File No. 7-812; American Telephone and Telegraph Company, Capital Stock, \$100.00 Par Value, File No. 7-813; Consolidated Natural Gas Company, Capital Stock, \$15.00 Par Value, File No. 7-814; Erie Railroad Company, Common Stock, No Par Value, File No. 7-815; The Gabriel Company, Common Stock, \$1.00 Par Value, File No. 7-816; General Motors Corporation, Common Stock, \$10.00 Par Value, File No. 7-817; Pennsylvania Railroad Company, Capital Stock, \$50.00 Par Value, File No. 7-818; Radio Corporation of America, Common Stock, No Par Value, File No. 7-819.

The Cleveland Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, and Rule X-12F-1 promulgated thereunder, having made application to the Commission to extend unlisted trading privileges to the above-mentioned securities;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 3:30 p. m. on Monday, September 24, 1945, at the office of the Securities and Exchange Commission, 1370 Ontario Street, Cleveland, Ohio, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Franklyn S. Judson, or any other officer or officers of the Commission named by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other rec-

ords deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] NELLYE A. THORSEN,  
Assistant to the Secretary.

[F. R. Doc. 45-15847; Filed, Aug. 24, 1945; 4:52 p. m.]

[File Nos. 54-67, 59-64]

PEOPLES LIGHT AND POWER CO. ET AL.

## ORDER DIRECTING DISPOSITION OF CERTAIN INTERESTS

At a regular session of the Securities and Exchange Commission held in its office in the City of Philadelphia, Pa., on the 22d day of August, A. D. 1945.

In the matter of Peoples Light and Power Company and Subsidiary Companies, File No. 54-67; Peoples Light and Power Company, California Public Service Company, Texas Public Service Farm Company, Texas Public Service Company, and West Coast Power Company, File No. 59-64.

The Commission having instituted proceedings under sections 11 (b) (1) and 11 (b) (2) of the Public Utility Holding Company Act of 1935 with respect to Peoples Light and Power Company ("Peoples"), a registered holding company, and its subsidiaries; and said proceedings having been consolidated for the purpose of hearing with those relating to an application filed by Peoples pursuant to section 11 (e) of said Act seeking approval of a plan for effecting compliance with sections 11 (b) (1) and 11 (b) (2); and

Peoples having from time to time filed amendments to the said section 11 (e) application;

Hearings having been held in such consolidated proceedings and the Commission having approved various steps and action proposed in Peoples original plan and amendments thereto;

Peoples having filed in the consolidated proceedings an Amended Plan (dated as of November 15, 1944) under section 11 (e) designed to comply with the provisions of section 11 (b) (2) of the act; and

Public hearings having been held on the Amended Plan in the consolidated proceedings after appropriate notice, and the Commission having filed its Findings and Opinion in which the Commission finds, among other things, that the plan, if modified can be approved and also that the action hereinafter described is necessary and appropriate for the purpose of effectuating compliance with section 11 (b) (1) of the act:

It is ordered, Pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, that Peoples shall, in any appropriate manner not in contravention of the applicable provisions of said act, or of the rules and regulations promulgated thereunder, or of this order, dispose of all its interest, direct or indirect, in the electric, water and ice properties of Texas Public Service Company located in and in the vicinity of La Grange, Texas, and in the farm business of Texas Public Service Farm Company.



It is further ordered, That Peoples shall not, directly or indirectly, sell or otherwise dispose of any securities, assets or other interest pursuant to the direction of this order unless either (1) a declaration pursuant to Rule U-43 or Rule U-44 with respect thereto shall have been permitted to become effective, if either of such rules shall be applicable; or (2) such company shall have given at least ten days' notice of the terms and conditions of such proposed sale or disposition and shall not have received notification from the Commission within said ten-day period that a declaration should be filed with respect to said proposed transaction; or (3) in the event such notification shall have been given by the Commission, the required declaration shall have been filed and permitted to become effective.

It is further ordered, That jurisdiction be, and the same hereby is, reserved for the purpose of taking such additional action as the Commission shall deem necessary or appropriate to effectuate the terms of this order and compliance by Peoples with section 11 (b) (1) of the act, to pass upon the amended plan filed under section 11 (e) of the act and any amendment which may be filed modifying such plan, and to secure compliance with section 11 (b) (2) of the act in the event the pending amended plan is not modified as indicated in the findings and opinion herein or, if so modified, is not enforced as provided in the amended plan.

By the Commission.

[SEAL] NELLYE A. THORSEN,  
Assistant to the Secretary.

[F. R. Doc. 45-15848; Filed, Aug. 24, 1945;  
4:52 p. m.]

[File No. 70-1105]

#### MONONGAHELA POWER CO. ET AL.

#### SUPPLEMENTAL ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 23d day of August, A. D. 1942.

In the matter of Monongahela Power Company, The West Penn Electric Company, American Water Works and Electric Company, Inc., File No. 70-1105.

Monongahela Power Company (Monongahela) an exempt holding company and a subsidiary of American Water Works and Electric Company, Inc., ("American") having made a joint filing together with two of its parents, American and The West Penn Electric Company ("Electric"), pursuant to the Public Utility Holding Company Act of 1935 regarding, among other things, the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, of \$22,000,000 principal amount of first mortgage bonds due August 1, 1975, and 90,000 shares of cumulative preferred stock, par value \$100 per share, the prices to Monongahela for such securities, the interest rate on the bonds, and the dividend rate on the preferred stock to be fixed by competitive bidding;

The Commission having by order entered herein under the date of August 15, 1945 permitted the declaration, as amended, regarding the issuance and sale of the aforesaid securities to become effective subject, among other things, to the condition that the proposed issuance and sale of first mortgage bonds and cumulative preferred stock should not be consummated until the results of the competitive bidding held pursuant to Rule U-50 had been made a matter of record in this proceeding and a further order entered by this Commission in the light of the record so completed;

Monongahela having filed an amendment to its declaration setting forth the action taken to comply with the requirements of Rule U-50 and stating that pursuant to the invitation for competitive bids four separate bids and one combination bid were received as follows:

#### COMBINATION BID

Underwriter	Percent of principal amount or par value	Coupon rate or dividend rate	Cost to the company
W. C. Langley & Co. and The First Boston Corp.:		Percent	
Bonds.....	101.459	3	2.9266
Pfd. Stock.....	101.03	4.40	4.3551

#### SEPARATE BIDS

W. C. Langley & Co. and The First Boston Corp.:			
Bonds.....	101.459	3	2.9266
Pfd. Stock.....	100	4.50	4.50
Mellon Security Corp. and Kidder, Peabody & Co.:			
Bonds.....	101.61	3	2.9191
Lehman Brothers:			
Bonds.....	100.9261	3	2.9533
Pfd. Stock.....	100.0799	4.50	4.4964
Halsey, Stuart & Co., Inc.:			
Bonds.....	100.7999	3	2.9596

It further appearing that Monongahela has accepted the combination bid of the syndicate headed by W. C. Langley & Company and The First Boston Corporation; that the bonds are to be resold to the public at 102.5% of principal amount thereof plus accrued interest from August 1, 1945, to the date of delivery, representing a spread to the underwriters of 1.041 on said bonds; and that preferred stock is to be resold to the public at 103.5% of par value plus accrued dividends from August 1, 1945, representing a spread of 2.47 on said preferred stock;

It is ordered, That said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith subject to the terms and conditions prescribed by Rule U-24 and to the following condition:

That jurisdiction be, and hereby is, continued over the payment of any and all legal fees incurred or to be incurred by Monongahela in connection with the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 45-15850; Filed, Aug. 25, 1945;  
9:45 a. m.]

[File No. 70-752]

#### ELECTRIC POWER & LIGHT CORP.

#### ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 23d day of August, A. D. 1945.

Electric Power & Light Corporation ("Electric"), a registered holding company, which the Commission has ordered to be dissolved, having filed an amendment herein requesting that the Commission enter an order to conform to the requirements of sections 371 and 1808 of the Internal Revenue Code, as amended, reciting that the proposed use by Electric of \$4,343,050, the remaining balance of the proceeds of the sale of the common stock of Idaho Power Company, for the retirement of a part of its outstanding Gold Debentures, 5% Series due 2030, is necessary and appropriate to the effectuation of section 11 (b) of the Public Utility Holding Company Act of 1935; and

The Commission deeming the proposed retirement of the outstanding debentures of Electric to be necessary and appropriate to the integration or simplification of the holding company system of which Electric is a member and necessary and appropriate to effectuate the provisions of section 11 (b) of the act, and deeming it appropriate to grant the request of Electric as to the suggested recitals:

It is hereby ordered, That the use by Electric of a portion (\$4,343,050) of the proceeds of the sale of the common stock of Idaho Power Company for the retirement of a part of its publicly-held Gold Debentures, 5% Series Due 2030, is necessary and appropriate to the integration or simplification of the holding company system of which Electric is a member, and necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 45-15851; Filed, Aug. 25, 1945;  
9:46 a. m.]

[File No. 59-5]

#### MIDDLE WEST CORP., ET AL.

#### ORDER RECONVENING HEARING, NOTICE OF AND ORDER FOR HEARING, AND ORDER OF CONSOLIDATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of August 1945.

In the matter of The Middle West Corporation and its subsidiary companies, respondents, File No. 59-5.

The Commission on the 24th day of January 1944 pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 having issued an order herein requiring, among other things, that The Middle West Corporation sever its relationship with certain properties, operations and companies,



said order providing however, that the Commission would defer decision of the issues respecting the extent to which properties of Central Illinois Public Service Company, Kentucky Utilities Company and the subsidiaries thereof, all subsidiaries of The Middle West Corporation, may be retained by The Middle West Corporation pending the conclusion of reorganization proceedings of Midland United Company and its subsidiaries under section 77B of the Bankruptcy Act in which the interest of The Middle West Corporation shall have been determined; which reorganization proceeding was then pending before the District Court of the United States for the District of Delaware; and

This Commission having since approved a plan of reorganization of Midland United Company (Hugh M. Morris, Trustee of the Estate of Midland United Company, et al.—S. E. C.—(1944), Holding Company Act Release No. 5317A) as conforming to the requirements of section 11 (f) of the act and such plan having also been approved pursuant to the provisions of the Bankruptcy Act by order of the District Court of the United States for the District of Delaware (Midland United Company, Debtor, 58 Fed. Supp. 667 (1944)) and later confirmed by said court, and which matter is now pending on appeal to the United States Circuit Court of Appeals for The Third Circuit; and

It appearing that the securities to be distributed under such plan, as confirmed, have been so distributed and that pursuant thereto The Middle West Corporation has received 224,586 shares of the common stock of Public Service Company of Indiana, Inc. representing approximately 20% of such company's outstanding common stock and approximately 5% of the company's total capitalization and surplus, per books; and

The Commission having also ordered on January 24, 1944 that determination of the application of section 11 (b) (1) respecting the holding company system of Kentucky Utilities Company should be deferred and that these issues and the issues relating to the retainability of properties by The Middle West Corporation be considered together; and

It further appearing that proceedings are now pending pursuant to sections 11 (b) (2) and 15 (f) of the act with respect to Central Illinois Public Service Company (Central Illinois Public Service Company, File No. 59-37) to determine whether voting power is fairly and equitably distributed among the security holders of Central Illinois Public Service Company, and, if not, whether it is necessary or appropriate to require that Central Illinois Public Service Company shall revise and simplify its capital structure and take other steps to effect fair and equitable distribution of voting power among its security holders and to determine whether it is necessary or appropriate in the public interest or for the protection of investors or consumers to require that Central Illinois Public Service Company restate its plant and investment, surplus, capital and other accounts; and

It appearing that a hearing should be held to determine, pursuant to the pro-

visions of section 11 (b) (1) of the act, the extent to which the interests of The Middle West Corporation in the properties of Central Illinois Public Service Company, Public Service Company of Indiana, Inc., and Kentucky Utilities Company and its subsidiaries, South Fulton Light and Power Company, Old Dominion Power Company and its subsidiary, Old Dominion Ice Corporation, and Dixie Power and Light Company may be retained by The Middle West Corporation and the extent to which Kentucky Utilities Company may retain its utility and non-utility properties; and

It appearing that a hearing should be held to determine, pursuant to the provisions of section 11 (b) (2) of the act, what steps, if any, The Middle West Corporation should be required to take (apart from what action may or may not be required to be taken pursuant to the provisions of section 11 (b) (1) of the act) in order to effect compliance with the provisions of said section; and

It appearing to the Commission that said matters with respect to the provisions of sections 11 (b) (1) and 11 (b) (2) of the act as they pertain to The Middle West Corporation are related and involve common questions of law and fact; that evidence offered in respect of each of said matters may have a bearing on the others; and that substantial savings in time, effort and expense will result if the hearings on said matters are consolidated so that they may be heard as one matter and so that evidence heretofore or hereafter adduced with respect to the proceedings under sections 11 (b) (1) and 11 (b) (2) may stand as evidence in both of said matters for all purposes;

It is ordered, That the hearings on said matters be and they hereby are consolidated. The Commission reserves the right if at any time it may appear conducive to an orderly and economic disposition of any of said matters to order a separate hearing concerning such matter, to close the record with respect to any of the matters, or to take action on any of the matters prior to the closing of the record on any other matter.

It is further ordered, That a hearing on such issues, under the applicable provisions of said act and the rules promulgated thereunder, be held on the 9th day of October 1945, at 10:30 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such hearing room as the hearing room clerk in Room 318 may designate.

It is further ordered, That any person desiring to be heard in connection with this proceeding, or otherwise wishing to participate therein, shall file with the Secretary of the Commission on or before October 2, 1945, his request therefor as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Henry C. Lank, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That particular attention shall be directed at the hearing to the following matters and questions:

(a) What steps, if any, should be required to be taken by The Middle West Corporation, Central Illinois Public Service Company, Public Service Company of Indiana, Inc., and Kentucky Utilities Company and their subsidiaries so that the operations of The Middle West Corporation and Kentucky Utilities Company will be confined to single integrated utility systems and additional systems and other businesses within the limitations of section 11 (b) (1) of the act, and without limiting the scope of the foregoing.

(1) To what extent the utility properties of Central Illinois Public Service Company, Kentucky Utilities Company and its subsidiaries, and Public Service Company of Indiana, Inc. constitute one or more single integrated utility systems within the definitions contained in section 2 (a) (29) of the act;

(2) To what extent any such integrated systems, if there be more than one single system, may be retained together in the same holding company system;

(3) To what extent the non-utility operations or businesses conducted by the respective companies named above may be retained with any one or more of such integrated utility system or systems;

(4) To what extent any of such utility systems or non-utility operations or businesses may be retained by The Middle West Corporation, directly or indirectly, pursuant to the provisions of section 11 (b) (1) and other applicable provisions of the act; and

(5) To what extent Kentucky Utilities Company may retain its utility and non-utility properties under the provisions of section 11 (b) (1).

(b) What steps, if any, should be required to be taken by The Middle West Corporation and its subsidiaries, Central Illinois Public Service Company, Public Service Company of Indiana, Inc. and Kentucky Utilities Company to ensure that the corporate structure or continued existence of any of such companies in the holding company system or systems does not unduly or unnecessarily complicate the structure, or unfairly or inequitably distribute voting power among security holders, of such holding company system or systems within the meaning of section 11 (b) (2) of the act, and without limiting the scope of the foregoing.

(1) Whether The Middle West Corporation shall cease to be a holding company with respect to Central Illinois Public Service Company and/or Public Service Company of Indiana, Inc.;

(2) Whether the continued existence of The Middle West Corporation should be terminated.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to The Middle West Corporation, Central Illinois Public Service Company, Public Service Company of Indiana, Inc., Kentucky Utilities Company, South Fulton Light and Power Company, Old Dominion Power Company, Old Dominion Ice Corporation and Dixie



Power and Light Company by registered mail; and that notice of said hearing is hereby given to the security holders and consumers of said companies and the State municipalities and political subdivisions of States within which are located any of the utility assets of such companies or under the laws of which any of such companies are incorporated, all State commissions, State securities commissions and all agencies, authorities, judicial bodies or instrumentalities of The United States of America and of one or more States, municipalities or other political subdivisions having jurisdiction over such companies, or over any of the businesses, affairs, or operations of any of them; that such notice shall be further given by a general release of the Commission, distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 45-15852; Filed, Aug. 25, 1945;  
9:46 a. m.]

[File No. 70-1071]

THE NORTH AMERICAN CO.

NOTICE OF FILING FIFTH AMENDMENT TO  
DECLARATION AND APPLICATION, ORDER RE-  
OPENING PROCEEDINGS AND ORDER OF HEAR-  
ING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of August 1945.

The North American Company, a registered holding company, filed a declaration and application ("declaration") on April 24, 1945, and amendments thereto, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder regarding the sale at competitive bidding of shares of common stock of Pacific Gas and Electric Company, a subsidiary company of declarant, and the application of the proceeds to the redemption by The North American Company of its outstanding Preferred Stock, 6% Series, and the modification of its Loan Agreement securing certain bank loan notes; the Commission after public hearings being held with respect to such amended declaration issued its order dated May 15, 1945 (Holding Company Act Release No. 5796) approving the proposed transaction and permitting the amended declaration to become effective subject to the reservation of jurisdiction by the Commission that the proposed sale of such stock be not consummated until the results of competitive bidding, pursuant to Rule U-50, were made a matter of record and approved by order of the Commission; and the Commission being advised of the action taken to comply with the competitive bidding requirements of Rule U-50 issued its order dated May 23, 1945 (Holding Company Act Release No. 5818)

denying effectiveness to such amended declaration.

Notice is hereby given that The North American Company has now filed on August 22, 1945, its fifth amendment to its declaration proposing the reoffering for sale at competitive bidding, pursuant to the provisions of Rule U-50, of said shares of common stock of Pacific Gas and Electric Company by The North American Company, the redemption of its Preferred Stock, 6% Series, and the modification of its Loan Agreement securing certain bank loan notes. All interested persons are referred to the declaration, as amended by declarant's fifth amendment, which is on file in the office of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

The North American Company proposes to sell 700,000 shares of its holdings of 1,348,192 shares of common stock of Pacific Gas and Electric Company, a subsidiary of The North American Company, if market conditions are favorable, and will, in accordance with the competitive bidding requirements of Rule U-50, invite sealed written proposals for the purchase of such stock. The North American Company states that, under present conditions, it believes it can obtain the highest price for the common stock of Pacific Gas and Electric Company by means of a sale of such stock off the New York Stock Exchange.

The North American Company proposes to apply the net proceeds from the sale of the stock, together with certain other current assets, to the redemption of all of its outstanding shares of Preferred Stock, 6% Series, of the par value of \$50 and aggregating 606,359 shares, at the redemption price of \$55 per share or an aggregate redemption price of \$33,349,745 plus accrued dividends.

In connection with the above-described transactions, The North American Company also proposes to modify its Loan Agreement dated August 3, 1943, with The Chase National Bank of the City of New York and certain other banks and the Custodian Agreement referred to in the Loan Agreement, by means of a Supplemental Agreement providing for certain waivers and consents by the holders of the bank loan notes and providing for a reallocation of the principal amounts of the bank loan notes of Series A, B, C, D, and E but without any change in the aggregate principal amount of all of such notes or in the maturities, rate of interest and other characteristics thereof.

The North American Company requests authority to stabilize the price of the common stock of Pacific Gas and Electric Company on the New York Stock Exchange, the San Francisco Stock Exchange and the Los Angeles Stock Exchange during the period commencing at 10 a. m. on the day fixed for the opening by declarant of the proposals for the purchase of the 700,000 shares of common stock of Pacific Gas and Electric Company and ending at the time of the opening of such proposals.

The Commission deeming it appropriate that the proceedings herein be reopened and hearings reconvened for the

purpose of affording an opportunity to all interested parties to present evidence and to be heard in respect to the proposed transactions set forth and contained in the declaration filed herein, as amended by declarant's fifth amendment filed on August 22, 1945; and that appropriate notice thereof be given to all interested persons;

It is ordered, That the proceedings herein be reopened and the hearing be reconvened for the purpose of presentation of evidence and taking of testimony with respect to the matters presented by the declaration as amended by declarant's fifth amendment filed on August 22, 1945.

It is further ordered, That the hearing upon said matters shall be held under the applicable provisions of the Act and Rules promulgated thereunder on the 30th day of August 1945 at 10 a. m., e. w. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as may be designated at such time by the hearing room clerk in Room 318.

It is further ordered, That any person desiring to be heard or otherwise wishing to participate in the proceedings, shall file with the Secretary of the Commission on or before August 28, 1945, his application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Henry C. Lank or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to The North American Company and the Pacific Gas and Electric Company by registered mail, and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER.

It is further ordered, That without limiting the scope of the issues presented by said declaration, particular attention will be directed at said hearing to the following matters and questions:

(a) Whether the proposed sale of the common stock of Pacific Gas and Electric Company by The North American Company meets the requirements of section 12 (d) with respect to the maintenance of competitive conditions and any other applicable provisions of said section.

(b) Whether since the date of the Commission's findings, opinion and order of May 15, 1945 (Holding Company Act Release No. 5796) permitting the amended declaration to become effective subject to compliance with the requirements of Rule U-50, conditions and circumstances have changed to the extent that contrary findings are necessary or appropriate with respect to declarant's fifth amendment.



(c) Whether it is necessary to impose any terms or conditions to ensure compliance with the standards of the act.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-15853; Filed, Aug. 25, 1945;  
9:46 a. m.]

[File Nos. 54-102, 54-76, 54-19, 54-34]

GENERAL GAS & ELECTRIC CORP. AND ASSOCIATED GAS AND ELECTRIC CORP.

ORDER APPROVING AMENDMENT TO PLAN, DIRECTING APPLICATION TO COURT, AND CORRECTING PREVIOUS ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of August 1945.

In the matter of General Gas & Electric Corporation, trustees of Associated Gas and Electric Corporation with respect to a "Plan of Divestment of Assets, Simplification of Corporate Structure and Equitable Distribution of Voting Power of General Gas & Electric Corporation", File No. 54-102; trustees of Associated Gas and Electric Corporation, File No. 54-76; General Gas & Electric Corporation, File Nos. 59-19; 54-34.

Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, a registered holding company, and General Gas & Electric Corporation, a registered holding company and a subsidiary of said Trustees, having jointly filed an application pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan of divestment of assets, simplification of corporate structure, and equitable distribution of voting power of General Gas & Electric Corporation; and

Consummation of said plan having been made subject, *inter alia*, to the entry by a court of competent jurisdiction of an appropriate decree finding the plan fair and equitable and directing its consummation, but request by applicants to the Commission to institute such court proceedings having been withheld pending the entry of an appropriate order of the District Court of the United States for the Southern District of New York, which has jurisdiction of the reorganization proceedings of Associated Gas and Electric Corporation under the provisions of Chapter X of the Bankruptcy Act, as amended, authorizing said Trustees to join with General Gas & Electric Corporation in making such request; and

The Commission having, on July 25, 1945, entered its findings and opinion and order (Holding Company Act Release No. 5950), approving said plan and providing, *inter alia*, that said order shall not be operative to authorize the consummation of the transactions proposed in said plan until an appropriate United States District Court, upon application thereto, has entered an order enforcing its terms and provisions; and

It appearing that the United States District Court for the Southern District of New York having, on August 9, 1945, entered an appropriate order authorizing

said Trustees to join with General Gas & Electric Corporation in requesting the Commission to apply to an appropriate United States District Court to enforce and carry out the terms and provisions of said plan; and said Trustees and General Gas & Electric Corporation having duly requested the Commission to make such application; and

A post-effective amendment to said plan having been filed on August 21, 1945 wherein it is proposed (1) that in the event the public holders of the cumulative preferred stocks of General Gas & Electric Corporation present shares in a lot of less than five, or in a lot not evenly divisible by five, distribution of the shares of cumulative preferred stock of South Carolina Electric & Gas Corporation will be made on the basis of 2.8 shares of the cumulative preferred stock of South Carolina Electric & Gas Corporation for each share of the cumulative preferred stock of General Gas & Electric Corporation, except that no fractional shares of the cumulative preferred stock of South Carolina Electric & Gas Corporation will be delivered, but, in lieu of such fractional shares, temporary receipts will be delivered which, when combined with additional receipts together calling for one or more full shares of the cumulative preferred stock of South Carolina Electric & Gas Corporation will be exchangeable for full share certificates for such stock, plus any dividends declared and payable thereon since the effective date of the plan; that the holders of such receipts will not be entitled to any rights as shareholders of South Carolina Electric & Gas Corporation until such receipts have been exchanged for full shares; and that at the end of six years from the effective date of the plan, any such receipts remaining outstanding will become null and void; and (2) that the presently outstanding 3,000,000 shares of no par value common stock of Florida Power Corporation be reclassified into 1,000,000 shares of \$7.50 par value common stock instead of 857,143 shares; and that of said 1,000,000 shares, 857,143 shares will be issued pursuant to the terms of the plan and the balance of 142,857 shares will be authorized but unissued and available for such future common stock financing as may be appropriate; and

The Commission having considered such post-effective amendment to the plan and deeming it appropriate in the public interest and the interest of investors and consumers to approve and permit said amendment to become effective:

It is hereby ordered, That said amendment be, and hereby is, approved and permitted to become effective.

It is further ordered, That counsel for the Commission be, and they are, hereby authorized and directed to make application on behalf of the Commission to an appropriate United States District Court to enforce and carry out the terms and provisions of the plan, pursuant to the provisions of section 11 (e) and in accordance with the provisions of section 18 (f) of the act, and the request duly filed herein by the applicants.

It is further ordered, That the date "August 11, 1945," appearing in the Commission's Order of July 25, 1945, Holding Company Act Release No. 5950, at page 85, in lines 7 and 8 of the paragraph numbered (3), be deleted and the date "August 11, 1944," be substituted therefor.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-15854; Filed, Aug. 25, 1945;  
9:47 a. m.]

[File No. 70-1130]

ASSOCIATED ELECTRIC CO. AND MANILA ELECTRIC CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 23d day of August, A. D. 1945.

Notice is hereby given that a joint application or declaration (or both) has been filed with this Commission, pursuant to section 12 of the Public Utility Holding Company Act of 1935 and the General Rules and Regulations promulgated thereunder, by Associated Electric Company ("Aelec"), a registered holding company, and its subsidiary, Manila Electric Company;

Notice is further given that any interested person may, not later than August 31, 1945, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application or declaration (or both), as filed or as amended, may be granted or permitted to become effective (or both), as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application or declaration (or both) which is on file in the offices of said Commission, for a statement of the transactions therein proposed, which are summarized below:

Aelec proposes to charge and Manila Electric Company proposes to credit their respective non-interest-bearing open accounts with each other in the sum of \$339,768.06 representing the book cost to Aelec (or its predecessors) of \$383,000 principal amount of The Manila Electric Railroad and Lighting Corporation 5% Fifty Year First Lien and Collateral Trust Sinking Fund Gold Bonds due 1953 and \$17,000 principal amount of Manila Electric Company's First Refunding Mortgage Gold Bonds Five Per Cent Series due 1946, which Aelec on July 30, 1945, surrendered for cancellation to the trustee under the indentures securing such bonds. Aelec further proposes to pay



to The New York Trust Company as trustee under the indenture securing The Manila Suburban Railways Company First Mortgage Five Percent Forty Year Sinking Fund Gold Bonds, due 1946, the sum of \$16,796.74 for the account of Manila Electric Company for the purpose of retiring such bonds which are publicly held in the principal amount of \$21,000. Aelee further proposes to charge and Manila Electric Company proposes to credit their respective non-interest-bearing open accounts with each other in the sum of \$16,796.74 representing the amount so advanced. Manila Electric Company is the obligor of all the above-mentioned bonds.

The parties to the filing have requested that the Commission act upon such application or declaration (or both) not later than August 31, 1945.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-15855; Filed, Aug. 25, 1945;  
9:47 a. m.]

[File No. 70-1133]

#### MEMPHIS STREET RAILWAY CO.

#### NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 25th day of August, A. D. 1945.

Notice is hereby given that an application and declaration together with an amendment thereto have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935, and particularly under section 6 (b) of the Act and Rules U-42 and U-50 promulgated thereunder, by The Memphis Street Railway Company ("Memphis"), an indirect non-utility subsidiary of National Power & Light Company, a registered holding company and a subsidiary of Electric Bond and Share Company, also a registered holding company.

All interested persons are referred to said document which is on file in the offices of the Commission for a statement of the transactions therein proposed, which are summarized as follows:

Memphis will issue and sell at public sale pursuant to the competitive bidding provisions of Rule U-50, \$3,500,000 principal amount of First Mortgage Serial Bonds to mature annually at the rate of \$175,000 on October 1 in each year from 1946 to 1965 inclusive. The proceeds of the sale of such bonds are to be applied together with treasury cash to redeem all of Memphis' outstanding funded debt aggregating \$3,685,400 of bonds consisting of \$2,902,500 principal amount of First Mortgage, Series A, 5% Bonds due October 1, 1945 and \$782,900 First Mortgage, Series B, 5% (Income) Bonds due October 1, 1945. These bonds will be retired in accordance with their terms and for the considerations specifically designated therein.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with re-

spect to such matters and that said application as amended should not be granted, nor said declaration as amended become effective, except pursuant to further order of the Commission.

It is hereby ordered, That a hearing be held upon said matters on September 7, 1945, at 10:30 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room where such hearing will be held.

It is further ordered, That Henry C. Lank or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve by registered mail a copy of this order on the applicant and declarant herein and on the Board of Commissioners of the City of Memphis, Tennessee, and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings or proposing to intervene herein shall file with the Secretary of the Commission on or before September 5, 1945, his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That, without limiting the scope of the issues presented by said application-declaration as amended, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and sale of said serial bonds by Memphis are solely for the purpose of financing the business in which it is engaged.

(2) Whether the fees, commissions and other remunerations proposed to be paid in connection with the issue and sale of said bonds are reasonable.

(3) Whether the accounting entries to be recorded in connection with the proposed transactions are appropriate and whether any other accounting adjustments should be made in connection with the proposed transactions.

(4) Generally, whether the proposed transactions comply with the applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

(5) What terms and conditions, if any, are necessary or appropriate in the public interest or the interests of investors or consumers to ensure compliance with the requirements of the Public Utility Holding Company Act of 1935, or any rules, regulations or orders promulgated thereunder.

By the Commission.

[SEAL] Nellye A. THORSEN,  
Assistant to the Secretary.

[F. R. Doc. 45-15916; Filed, Aug. 27, 1945;  
9:33 a. m.]

[File No. 70-1115]

#### UNION PRODUCING CO.

#### ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Penna., on the 25th day of August, A. D. 1945.

Union Producing Company ("Union"), a wholly owned subsidiary of United Gas Corporation ("United"), which is a subsidiary of Electric Power & Light Corporation, a registered holding company, having filed an application and declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder with respect to the following transactions:

Union proposes to redeem for cash on or about September 25, 1945, \$1,000,000 principal amount of its 6% Debentures due March 1, 1952, in accordance with the provisions thereof, at principal amount and accrued interest thereon to date fixed for such redemption. Union has presently outstanding \$40,000,000 of said 6% Debentures all of which are owned by United. The Debentures are pledged and held as collateral under the provisions of the Mortgage and Deed of Trust securing United's First Mortgage Bonds. It is stated that United has advised Union that it proposes to transfer the \$1,000,000 principal amount to be paid to the Trustee by Union to the Sinking Fund as a credit against current requirements in accordance with the provisions of the Mortgage.

Said application and declaration having been filed on July 25, 1945 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 under said act and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transaction hereinabove mentioned satisfies the requirements of the provisions of the act and of the rules thereunder, insofar as they are applicable, and that it is appropriate in the public interest and in the interest of investors and consumers that said application be granted and said declaration be permitted to become effective;

It is ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application be, and the same hereby is, granted and that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] Nellye A. THORSEN,  
Assistant to the Secretary.

[F. R. Doc. 45-15915; Filed, Aug. 27, 1945;  
9:34 a. m.]



## SURPLUS PROPERTY BOARD.

[SPB Reg. 3, Order 95]

## COLORADO

## ALLOCATION OF TRUCKS FOR DISPOSAL TO FARMERS AND FARMERS' COOPERATIVES IN CERTAIN COUNTIES

Pursuant to § 8303.4 of Surplus Property Board Regulation 3, entitled "Dispositions of Surplus Property in Rural Areas and to Farmers" (10 F.R. 5325) and in reliance upon the certificate of the Secretary of Agriculture to the Surplus Property Board that farm production is impaired or threatened to be impaired in the area named below by a shortage of trucks; *It is hereby ordered, That:*

The Department of Commerce, as disposal agency, shall allocate for disposal to farmers and farmers' cooperative associations holding certificates of the Agricultural Adjustment Agency and located in Larimer, Weld, Logan, Sedgwick, Morgan, Boulder, Adams, and Jefferson Counties, Colorado, 38 one-and-one-half-ton cargo trucks, and 2 two-yard dump trucks, and shall without regard to the requirements of Surplus Property Board Regulation 2 (10 F.R. 5104, 8911, 9478, 9886) take immediate steps so to dispose of such property by the methods provided in § 8303.4 (c).

This order shall become effective immediately.

SURPLUS PROPERTY BOARD,  
By W. STUART SYMINGTON,  
Chairman.

AUGUST 16, 1945.

[F. R. Doc. 45-15972; Filed, Aug. 27, 1945;  
11:31 a. m.]

[SPB Reg. 3, Order 96]

## CALIFORNIA

## ALLOCATION OF TRUCKS FOR DISPOSAL TO FARMERS AND FARMERS' COOPERATIVES IN CERTAIN COUNTIES

Pursuant to § 8303.4 of Surplus Property Board Regulation 3, entitled "Dispositions of Surplus Property in Rural Areas and to Farmers" (10 F.R. 5325) and in reliance upon the certificate of the Secretary of Agriculture to the Surplus Property Board that farm production is impaired or threatened to be impaired in the area named below by a shortage of trucks; *It is hereby ordered, That:*

The Department of Commerce, as disposal agency, shall allocate for disposal to farmers and farmers' cooperative associations holding certificates of the Agricultural Adjustment Agency and located in all counties, except the county of San Francisco, in California, 36 one-half-ton WC trucks, 55 one-and-one-half-ton cargo trucks, and 5 one-and-one-half-ton platform trucks, and shall without regard to the requirements of Surplus Property Board Regulation 2 (10 F.R. 5104, 8911, 9478, 9886) take immediate steps so to dispose of such property by the methods provided in § 8303.4 (c).

This order shall become effective immediately.

SURPLUS PROPERTY BOARD,  
By ROBERT A. HURLEY,  
Acting Chairman.

AUGUST 21, 1945.

[F. R. Doc. 45-15973; Filed, Aug. 27, 1945;  
11:30 a. m.]

[SPB Reg. 3, Order 97]

## TEXAS

## ALLOCATION OF TRUCKS FOR DISPOSAL TO FARMERS AND FARMERS' COOPERATIVES IN CERTAIN COUNTIES

Pursuant to § 8303.4 of Surplus Property Board Regulation 3, entitled "Dispositions of Surplus Property in Rural Areas and to Farmers" (10 F.R. 5325) and in reliance upon the certificate of the Secretary of Agriculture to the Surplus Property Board that farm production is impaired or threatened to be impaired in the area named below by a shortage of trucks; *It is hereby ordered, That:*

The Department of Commerce, as disposal agency, shall allocate for disposal to farmers and farmers' cooperative associations holding certificates of the Agricultural Adjustment Agency and located in Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Gray, King, Archer, Armstrong, Hall, Hardeman, Throckmorton, Moore, Hutchinson, Foard, Wilbarger, Wichita, Clay, Wheeler, Knox, Jack, Donley, Childress, Haskell, Wise, Roberts, Hemphill, Oldham, Potter, Carson, Deaf Smith, Stonewall, Randall, Collingsworth, Cottle, Baylor, Montague, and Young Counties, Texas, 54 one-half-ton weapon carrier trucks, 115 one-and-one-half-ton cargo trucks, and 12 one-half-ton pickup trucks, and shall without regard to the requirements of Surplus Property Board Regulation 2 (10 F.R. 5104, 8911, 9478, 9886) take immediate steps so to dispose of such property by the methods provided in § 8303.4 (c).

This order shall become effective immediately.

SURPLUS PROPERTY BOARD,  
By ROBERT A. HURLEY,  
Acting Chairman.

AUGUST 21, 1945.

[F. R. Doc. 45-15974; Filed, Aug. 27, 1945;  
11:30 a. m.]

[SPB Reg. 3, Order 98]

## WASHINGTON

## ALLOCATION OF TRUCKS FOR DISPOSAL TO FARMERS AND FARMERS' COOPERATIVES IN CERTAIN COUNTIES

Pursuant to § 8303.4 of Surplus Property Board Regulation No. 3, entitled "Dispositions of Surplus Property in Rural Areas and to Farmers" (10 F.R. 5325) and in reliance upon the certificate of the Secretary of Agriculture to the Surplus Property Board that farm production is

impaired or threatened to be impaired in the area named below by a shortage of trucks; *It is hereby ordered, That:*

The Department of Commerce, as disposal agency, shall allocate for disposal to farmers and farmers' cooperative associations holding certificates of the Agricultural Adjustment Agency and located in all counties in the State of Washington, 279 one-and-one-half-ton cargo trucks, 57 one-half-ton WC trucks, 57 one-and-one-half-ton dump trucks, 17 one-half-ton pick-up trucks, 8 one-and-one-half-ton CC trucks, 8 three-fourth-ton CC trucks, 24 one-and-one-half-ton platform trucks, 1 three-fourth-ton platform truck, 1 one-and-one-half-ton platform dump truck, and 1 two-ton CC truck, and shall without regard to the requirements of Surplus Property Board Regulation No. 2 (10 F.R. 5104, 8911, 9478, 9886) take immediate steps so to dispose of such property by the methods provided in § 8303.4 (c).

This order shall become effective immediately.

SURPLUS PROPERTY BOARD,  
By ROBERT A. HURLEY,  
Acting Chairman.

AUGUST 22, 1945.

[F. R. Doc. 45-15975; Filed, Aug. 27, 1945;  
11:30 a. m.]

[SPB Reg. 3, Order 99]

## OREGON

## ALLOCATION OF TRUCKS FOR DISPOSAL TO FARMERS AND FARMERS' COOPERATIVES IN CERTAIN COUNTIES

Pursuant to § 8303.4 of Surplus Property Board Regulation No. 3, entitled "Dispositions of Surplus Property in Rural Areas and to Farmers" (10 F.R. 5325) and in reliance upon the certificate of the Secretary of Agriculture to the Surplus Property Board that farm production is impaired or threatened to be impaired in the area named below by a shortage of trucks; *It is hereby ordered, That:*

The Department of Commerce, as disposal agency, shall allocate for disposal to farmers and farmers' cooperative associations holding certificates of the Agricultural Adjustment Agency and located in all counties in the State of Oregon, 52 one-half-ton WC trucks, 19 one-and-one-half-ton CSP trucks, 190 one-and-one-half-ton cargo trucks, and 26 one-and-one-half-ton dump trucks, and shall without regard to the requirements of Surplus Property Board Regulation No. 2 (10 F.R. 5104, 8911, 9478, 9886) take immediate steps so to dispose of such property by the methods provided in § 8303.4 (c).

This order shall become effective immediately.

SURPLUS PROPERTY BOARD,  
By ROBERT A. HURLEY,  
Acting Chairman.

AUGUST 22, 1945.

[F. R. Doc. 45-15976; Filed, Aug. 27, 1945;  
11:30 a. m.]



[SPB Reg. 3, Order 100]

## MONTANA

## ALLOCATION OF TRUCKS FOR DISPOSAL TO FARMERS AND FARMERS' COOPERATIVES IN CERTAIN COUNTIES

Pursuant to § 8303.4 of Surplus Property Board Regulation No. 3, entitled "Dispositions of Surplus Property in Rural Areas and to Farmers" (10 F.R. 5325) and in reliance upon the certificate of the Secretary of Agriculture to the Surplus Property Board that farm production is impaired or threatened to be impaired in the area named below by a shortage of trucks; *It is hereby ordered, That:*

The Department of Commerce, as disposal agency, shall allocate for disposal to farmers and farmers' cooperative associations holding certificates of the Agricultural Adjustment Agency and located in all counties in the State of Montana, 9 one-half-ton pickup trucks, 26 one-half-ton WC trucks, 106 one-and-one-half-ton cargo trucks, and 81 one-and-one-half-ton dump trucks, and shall without regard to the requirements of Surplus Property Board Regulation No. 2 (10 F.R. 5104, 8911, 9478, 9886) take immediate steps so to dispose of such property by the methods provided in § 8303.4 (c).

This order shall become effective immediately.

SURPLUS PROPERTY BOARD,  
By ROBERT A. HURLEY,  
Acting Chairman.

AUGUST 22, 1945.

[F. R. Doc. 45-15977; Filed, Aug. 27, 1945; 11:30 a. m.]

[SPB Reg. 3, Order 101]

## IDAHO

## ALLOCATION OF TRUCKS FOR DISPOSAL TO FARMERS AND FARMERS' COOPERATIVES IN CERTAIN COUNTIES

Pursuant to § 8303.4 of Surplus Property Board Regulation No. 3, entitled "Dispositions of Surplus Property in Rural Areas and to Farmers" (10 F.R. 5325) and in reliance upon the certificate of the Secretary of Agriculture to the Surplus Property Board that farm production is impaired or threatened to be impaired in the area named below by a shortage of trucks; *It is hereby ordered, That:*

The Department of Commerce, as disposal agency, shall allocate for disposal to farmers and farmers' cooperative associations holding certificates of the Agricultural Adjustment Agency and located in all counties in the State of Idaho, 19 one-half-ton WC trucks, 1 one-half-ton pickup truck, and 39 one-and-one-half-ton cargo trucks, and shall without regard to the requirements of Surplus Property Board Regulation No. 2 (10 F.R. 5104, 8911, 9478, 9886) take immediate steps so to dispose of such property by the methods provided in § 8303.4 (c).

This order shall become effective immediately.

SURPLUS PROPERTY BOARD,  
By ROBERT A. HURLEY,  
Acting Chairman.

AUGUST 22, 1945.

[F. R. Doc. 45-15978; Filed, Aug. 27, 1945; 11:30 a. m.]

[SPB Reg. 3, Order 102]

## TEXAS

## ALLOCATION OF TRUCKS FOR DISPOSAL TO FARMERS AND FARMERS' COOPERATIVES IN CERTAIN COUNTIES

Pursuant to § 8303.4 of Surplus Property Board Regulation No. 3, entitled "Dispositions of Surplus Property in Rural Areas and to Farmers" (10 F.R. 5325) and in reliance upon the certificate of the Secretary of Agriculture to the Surplus Property Board that farm production is impaired or threatened to be impaired in the area named below by a shortage of trucks; *It is hereby ordered, That:*

The Department of Commerce, as disposal agency, shall allocate for disposal to farmers and farmers' cooperative associations holding certificates of the Agricultural Adjustment Agency and located in Grayson, Fannin, Lamar, Collin, Hunt, Hill, Delta, Hopkins, Tarrant, Dallas, Rockwall, Navarro, Rains, Johnson, Ellis, Kaufman, Van Zandt, and Henderson Counties, Texas, 180 one-and-one-half-ton cargo trucks, 55 one-half-ton weapon carrier trucks, 6 one-and-one-half-ton CS&P trucks, 1 one-and-one-half-ton dump truck, and 7 one-half-ton pick-up trucks, and shall without regard to the requirements of Surplus Property Board Regulation No. 2 (10 F.R. 5104, 8911, 9478, 9886) take immediate steps so to dispose of such property by the methods provided in § 8303.4 (c).

This order shall become effective immediately.

SURPLUS PROPERTY BOARD,  
By ROBERT A. HURLEY,  
Acting Chairman.

AUGUST 22, 1945.

[F. R. Doc. 45-15979; Filed, Aug. 27, 1945; 11:30 a. m.]

[Special Order 18]

## ABANDONMENT OF SURPLUS SUBMARINE AND TORPEDO NETS

The Navy Department has reported that it has at present approximately 40,000 feet (expressed in length of panels) of used submarine and torpedo nets, which are surplus to its needs, and that it will in the future have additional quantities of such surplus, of which submarine nets will constitute the great bulk.

The Navy Department has submitted its findings to the Surplus Property Board that "these nets, with the excep-

tion of certain heavy-duty jack-stay clamps or sockets at the end of each panel, have no commercial value, even as scrap, and that because of their location, condition and the nature of their construction, the cost of removal, care, handling, and disposition would far exceed any sales price which could be obtained; and that in most cases the immediate destruction or abandonment at sea of these nets will be necessary and desirable because of the nature of the property and the expense and difficulty of its care and handling."

Because of the fact that submarine and torpedo nets have no established civilian utility and because of the difficulty of handling them and the need for cleaning when brought ashore, it is not deemed feasible or economical to bring such nets ashore solely because of the possibility of donating them to an institution or agency supported by the Federal Government or a State or local government, or to a non-profit educational or charitable organization.

In reliance upon the findings of the Navy Department recited above, and pursuant to section 13 (b) of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611, *It is hereby ordered, That:*

1. The Navy Department is hereby authorized: (a) to abandon at sea or ashore all surplus unserviceable submarine and torpedo net material which is now ashore or which may hereafter be brought ashore, after salvaging all heavy-duty jack-stay clamps or sockets attached thereto which warrant salvage; (b) to abandon at sea all such unserviceable submarine and torpedo net material as has not yet been brought ashore, without attempting salvage of the heavy-duty jack-stay clamps or sockets attached thereto.

2. In view of the fact that the nature of this property and the expense and difficulty of its care and handling are such as to render its abandonment at sea necessary and desirable, the Navy Department shall not be required to give notice of any proposed abandonment of such property which is still at sea or to attempt to dispose of such property in any other way. However, as to such property which is already ashore or may hereafter be brought ashore, no abandonment shall be effected until thirty (30) days after public notice of the proposed abandonment has been given and an attempt has been made to dispose of such property otherwise, either by sale as scrap or salvage under the provisions of § 8309.17 of Surplus Property Board Regulation 9 (10 F.R. 7413, 8866) or by donation to any institution or agency supported by the Federal Government or any State or local government, or to any non-profit educational or charitable institution, unless in the opinion of the Navy Department the prompt removal of the property is demanded by urgent military requirements or considerations of health, or because of the expense or difficulty of care and handling, in which event such notice need not be given. A copy of every such thirty-day notice shall be given the Board at the beginning of each such thirty-day period.



3. The Navy Department shall keep records of the amount of property abandoned under the authority of this order.

This order shall become effective August 21, 1945.

NOTE: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

SURPLUS PROPERTY BOARD,  
By W. STUART SYMINGTON,  
Chairman.

AUGUST 21, 1945.

[F. R. Doc. 45-15971; Filed, Aug. 27, 1945;  
11:31 a. m.]

#### WAR PRODUCTION BOARD.

[C-415]

THE PITTSBURGH COURIER PUBLISHING CO.

##### CONSENT ORDER

The Pittsburgh Courier Publishing Company, Inc., 2628 Centre Avenue, Pittsburgh, Pa., a corporation, publisher of the Pittsburgh Courier, a weekly paper bearing a Saturday date line and distributed throughout the United States, has been charged by the War Production Board with having violated Limitation Order L-240 during the third quarter of 1943, fourth quarter of 1943, and first quarter of 1944, in using, or causing to be used, a total of 93.53 tons of print paper in excess of the quota of print paper which it was permitted to consume dur-

ing the said quarters under the provisions of Limitation Order L-240. This has been confirmed at a hearing of this matter, before a Compliance Commissioner; and The Pittsburgh Courier Publishing Company, Inc., does not desire to question the violations as charged further. The company maintains that this over-consumption of newsprint occurred through a miscalculation of its base period quota, and has effected certain economies in its consumption of newsprint to decrease the amount of such use. Since the violations have been admitted with the explanations stated, and the company does not desire to contest the matter further, an agreement has been reached by the company and War Production Board, as hereinafter stated:

During each of the second, third, and fourth quarters of 1944, said company has consumed less than its authorized quota of newsprint in the publication of the Pittsburgh Courier, and as of the end of the second quarter of 1945 has a carry-over from this savings of 67.03 tons.

Wherefore, upon the agreement and consent of The Pittsburgh Courier Publishing Company, Inc., the Regional Compliance Chief, the Regional Attorney and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) During the third quarter of 1945, The Pittsburgh Courier Publishing Co., Inc., shall credit 23.03 tons of its savings, or carry-over of newsprint of a total of 67.03 tons, upon its overconsumption of newsprint as above stated, in the

amount of 93.53 tons, leaving a balance to be compensated or made up of 70.50 tons of newsprint.

(b) During the fourth quarter of 1945, the first quarter of 1946, and the second quarter of 1946, The Pittsburgh Courier Publishing Company, Inc., shall reduce its consumption of print paper in the printing of the above-mentioned Pittsburgh Courier, not less than 23.50 tons each quarter under its consumption quota for that quarter permitted by WPB Limitation Order L-240, or until it has made up its over-consumption balance of 70.50 tons.

(c) Nothing contained in this order shall be deemed to relieve The Pittsburgh Courier Publishing Co., Inc., from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(d) The restrictions and prohibitions contained herein shall apply to The Pittsburgh Courier Publishing Co., Inc. its successors and assigns, or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 24th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15842; Filed, Aug. 24, 1945;  
4:29 p. m.]